Declassified E.O. 12065 Section 3-402/NNDC NO. T85020

ACC

10000/124/110

DEFA
DIREC
MAY

Declassified E.O. 12065 Section 3-402/NNDC NO. T85020

10000/124/110 DEFASCISTATION POLICY, AND DIRECTIVES MAY 45-JAN. 46 PF-1

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Declassified E.O. 12065 Section 3-402/NNIDG No. 765020

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION

A P O 794

Office of the Executive Commissioner

Ref: 2620/230/MG

10 January, 1947

SUBJECT: Ex Officers of former Fascist Militia.

TO : Allied Force Headquarters
Attention: G-5 Section.

Reference is made to your signal No. FX 7164 of 9th September, 1946 and to the Chief Commissioner's letter No. 2621/211/MG addressed to Dr. De Gasperi, on this subject.

Enclosed for your information are copies of two replies from the Italian Government.

FOR THE CHIEF COMMISSIONER:

Alan D. Kirkbride
Capt
Brigadier,
Executive Commissioner.

Copies to: Polad A
" B
Navy S/C
Land Forces S/C
Air Force S/C
Legal Div.

RECEIVED
10 - 1 - 47
Navy Sub-Commission

(11)

PF-2

9370

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

TRANSLATION

THE UNDERSECRETARY OF STATE TO THE
PRESIDENCY OF THE COUNCIL OF MINISTERS

89687/13659.14/19.17

5 January 1947.

Dear Admiral,

Following the note of the President of the Council of Ministers, No. 11469, dated 16 October 1946, I wish to inform you that the insertion of the new Art 46 (A) in the scheme of the Peace Treaty requires no organic changes or new measures regarding military personnel, since the necessary measures were taken some time ago by the Military Administrations in order to remove the officers and non-commissioned officers of the fascist militia or of the fascist republican army.

I can even specify more precisely that the measures taken by the Italian Authorities go beyond those provided in Art. 46 (A), as, not only members of the fascist military organizations are excluded from the Italian Army, but, owing to the provisions taken for the reduction of the military cadres, even those officers and non-commissioned officers who, having been absolved after having been submitted to disciplinary action, are now being removed or are about to be removed.

Yours truly,

(s) Cappa.

(Avv. Paolo Cappa).

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

9369

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

TRANSLATION

THE PRESIDENT OF THE COUNCIL OF MINISTERS

11469

Rome, 16 October 1946.

Dear Admiral,

I have taken note of your letter 2621/211/EC dated 26 Sept. 1946, bringing to my attention art. 46/A of the peace treaty, according to which for no reason whatsoever may the officers or non-commissioned officers of the ex-Fascist militia or ex-Fascist army be admitted in the Army, Navy, Air Force or Carabinieri with the rank of officer or non-commissioned officer, with the exception of those who have been discriminated by the competent authorities according to the Italian law.

Sincerely yours

/s/ De Gasperi

Admiral Ellery W. Stone
Chief Commissioner
Allied Commission
Rome.

Copy to: G-5 AFHQ
Polad A
Polad B
Land Forces S/C
Navy S/C
Air Forces S/C
Legal S/C

9368

Declassified E.O. 12065 Section 3-402/NHDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
Office of the Executive Commissioner

Ref: 6517/112/EC

15 January 1946

SUBJECT: Persons Wanted by the Allied Authorities

TO : Land Forces S/C - (MMIA)

Reference Land Forces S/C letter A215 of 6 December 1945, 6517/100/EC of 21 December 1945 to G-5 AFHQ and D.C. letter 6517/EC of 11 January 1946 to General Browning.

Attached is a copy of the reply to the letter of 21 December 1945 received from AFHQ. In view of this reply do you consider that the matter should be pressed any further as proposed in the D.C. letter of 11 January 1946.

Lt. Colonel
Brigadier
Executive Commissioner

Copy to: Naval S/C
Air Forces S/C
C.A. Section

DF 2

(B)

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

ALLIED FORCES HEADQUARTERS
G-5 Section
APO 512

G-5: 000.5-1

9 January 1946

SUBJECT: Persons Wanted by the Allied Authorities

TO : Headquarters, Allied Commission
APO 394

1. Reference is made to your 6517/400/30 dated 21 December 1945.

2. The desirability from the point of view of Italian morale of the course proposed by you is appreciated.

3. As the Italian Government is no doubt aware, a high proportion of the persons who the Ministry of War are asked to trace are required for interrogation only. Unfortunately it is, in the majority of cases, not until the initial investigation of alleged war crimes are in a position to decide whether an individual appears to be guilty of a crime or whether he is merely a link in the chain of evidence.

4. It is regretted, therefore, that it is not considered either expedient or practicable to indicate to the Italian Ministry of War the reasons for which persons whom they are asked to trace are required.

5. It is hoped that the majority in the investigation now in progress or contemplated will be completed in the course of the next few months.

BY COMMAND OF LIEUTENANT GENERAL MORGAN:

/s/ A. L. HAMBLEN
Brigadier General, GSC
Assistant Chief of Staff, G-5

Copy to:
'A' Branch.

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

Ref: 6517/100/HQ

SECRET
21 December 1945

SUBJECT: Persons Wanted by the Allied Authorities

TO : AFHQ (Attn: G-5 Section)

1. There has been lately a considerable increase in the number of requests for information in respect of Italian Army officers and men, believed to be connected with War Crimes against the Allies. It is understood that these requests originate with the International War Crimes Investigation Authorities, from whom they are passed via AFHQ to Land Forces Sub-Commission, Allied Commission (MMIA) for investigation by the Italian War Ministry.

2. In recent lists appear the names of several Italian Generals and senior officers who are well known to have co-operated wholeheartedly and fought with the Allied Armies in Italy since September 1943, who are still engaged with us in reorganising the Italian Army as required by the Allied Combined Chiefs of Staff, and on whose services reliance is being placed for future co-operation and success.

3. It is realised that in many cases requests for tracing these officers are based on very scanty information and that they may be required more for purpose of evidence than actual indictment; nevertheless, such demands, particularly when made in their present form, are likely to have a disturbing effect on the morale, confidence and co-operation of the Italian Army.

4. It should also be remembered that at the same time there is going on the Italian defascistisation and epuration campaign involving investigations into the former activities of most Italian officers.

5. Although this matter has not been discussed with the Ministry of War, it is clear that they are a little disturbed at these requests and it is only natural to suppose that, not knowing for what purpose the information on an individual is required, they may in some cases not pursue their investigations as energetically as they should.

6. Whilst it is obvious that enquiries must be made in respect of those reasonably suspected of crimes and justice done to those guilty, it is felt there should be some means of differentiating between these and those against whom there are no charges but who are wanted for evidence.

9363-2

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

7. Without willing Italian co-operation in this matter we can achieve but little and full co-operation is not assured by the present procedure. It is recommended, therefore, that a full policy statement should be issued by AFHQ which can be passed to the Ministries concerned; and that when requests for tracing individuals are made, these should be accompanied by some remarks or reasons or background for the request, perhaps mentioning the nation or nations concerned who have made the request. It is felt that by so doing we shall be more likely to achieve our object and to avoid unnecessary unsettlement in Italian minds.

/s/ Ellery W. Stone

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

Copy to:

Naval Sub-Commission, AC
Land Forces Sub-Commission, AC (SHAEF)
Air Force Sub-Commission, AC
CA Section.

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HQ ALCOM CMTR ADMIN 051500B SEPTEMBER

ARMY SITE PILOT

4822

UNCLASSIFIED

REFLY TO YOUR FOX SEVEN ONE THREE FOUR SIX OF TWO SEPTEMBER GIVEN ORALLY TO COLONEL [illegible] GEORGE DASH FIVE SECTION AT ONE ONE THIRTY HOURS TODAY TO CONFIRMATION BY MAIL.

External Distribution

Chief Commissioner
Navy A/C
Land Forces A/C
Air Forces A/C
O.A. Section.

URGENT

EXECUTIVE COMMISSIONER

[illegible] 8.1194

Brigadier
Executive Commissioner.

345

(12)

PF 9361

Declassified E.O. 12065 Section 3-402/NNDC NO. 795020

HEADQUARTERS ALLIED COMMISSION
APO 794
Office of the Executive Commissioner

1

TOP SECRET

3 September 1946

Ref: 2621/EC

SUBJECT: Operation of Italian Naval Forces
on a Allied Force Requirements,
Abbreviation Date of Its Use.
Date of Its Use.

1. Below is confirmation of the oral reply to your F71346 of 2 September given to Colonel [illegible], Navy Section, at 1430 hours 2 September.

2. Your F71346 refers. Have discussed with representatives of Service Ministries and submit following:

The inclusion of this clause is considered undesirable in that it shows we are not satisfied with the operation of the Italian Naval forces carried out by the Italian Government under Armistice. In fact we are satisfied that such operation has been carried out. Moreover it would be an automatic implementation of the Italian Armistice Law.

If the operations has to be accepted it would therefore be better if it had no retroactive effect. If again this is not possible we consider that the instigation of such a clause would have no effect on the morale or efficiency of the Italian Naval forces provided as assistance can be made in respect of ships now under the Italian Authorities since surrender the Allied cause. We suggest this especially to cover those who be members of the U Germania movement joined the Cobra Regiment Army as agents working for the Allies."

FOR THE CHIEF COMMISSIONER:

M. S. LUSH
Brigadier
Executive Commissioner

EC/fm

Copy to: Chief Commissioner.
Navy S/C
Land Forces S/C
Air Forces S/C
C.A. Section.

9359

PF - 2

Declassified E.O. 12065 Section 3-402/NNDC NO. 125020

NSC/4686
5 March 1946.

From: Navy Sub-Commission, Hq. Allied Commission.
To : Ministry of Marine, Rome.

Subject: Epuration Returns.

1. With reference to NF/6.A/AS of 5th September 1944 Epuration returns for the Ministry of Marine and Merchant Marine are required to date the 28th February, after which date no further returns need be rendered.

S.W. Blackburn
for REAR ADMIRAL,
CHIEF, NAVY SUB-COMMISSION, AC.

PF-2

Declassified E.O. 12065 Section 3-402/NNDC NO. 725020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Ref : DF/6.A/CA

28 Feb 46

SUBJECT : Epuration Returns

TO : See Distribution

With reference to DF/6.A/AS of 5 Sep 44, Epuration Returns are needed up to and including 28 Feb 46 (due in at this office 8 March). After this date they will not be required and Ministries should be informed of this by Sub-Commissions.

M. Carr Brigadier

M. CARR, Brig,
VP CA Section

DISTRIBUTION:-

Ex.Comm.
All CA S/Cs
Economic Sec (6)
Navy S/C
Land Forces S/C
Air Forces S/C
Communications S/C
Public Relations Branch

9357

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Ref : DF/6.23/CA

27 Dec 45

SUBJECT : Epuration Returns

TO : Navy Sub-Commission

Reference our DF/6.23/CA of 20 Dec.

1 Your Epuration Return for period ending 30 Nov was due on the 8th Dec; please expedite.

2 It is further pointed out that your return for the 15th Dec is also due (i.e. on the 23rd).

H.E. ANSON, Major,
for VP CA Section

Declassified E.O. 12065 Section 3-402/NHDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Ref : DF/6.23/CA

20 Dec 45

SUBJECT : Epuration Returns

TO : Navy Sub-Commission

1 Please expedite your Epuration return for period ending 30 Nov.

2 It is pointed out that the Return for the 15th is due to reach CA Section on the 23rd of the month and the Return for the 30th on the 8th of the month.

H.E. Anson

H.E. ANSON, Major,
for VP CA Section

9355

3143

Declassified E.O. 12065 Section 3-402/NNDG ND. 785020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/4120
29 November 1945.

From: Navy Sub-Commission, Hq. Allied Commission.
To : Ministry of Marine (Cabinet), Romo.

Subject: Epuration Returns.

1. Referring to your B.14270 of 23rd November, it is observed that the appeals heard by the 15th November (Column C), in number 26, are markedly fewer than the appeals which had been lodged six months previously (Column f of the 15th February) in number 49. It is requested that you will ascertain when the outstanding appeals may be expected to be heard.

2. In view of DL 702 having come into operation, returns for 30th November and subsequently need only contain figures relating to grades I to VII. Below the form, and not included in the total, should be a line showing "Other Grades" and including only Colomns (d), (e), (f), (g), (h) and a new column (i) showing the numbers who have been placed in retirement as a result of the investigation into their conduct.

(Sgd) G. L. WARREN

REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

30 NOV 1945

9354

Declassified E.O. 12065 Section 3-402/NNDG NO. 725020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Ref: DF/6.23/CA

24 Nov 45

SUBJECT : Epuration Returns - 30 Oct 45.

TO : Navy S/C

1 The attention of the Epuration Commissions concerned should be drawn to the comparison between the present col (e) as compared with col (d) as at 31 Jul. The time limit for proceedings is three months; it follows therefore that every case in col (d) three months ago should be completed now, and as all cases do not take so long as three months, the total of col (e) should be still larger by the number of cases which have taken less than three months. You will ask for an explanation of why col (e) is so far short of its proper figure.

2 Appeals lodged on or about 15 Feb are still in process of being heard. If col (g) is markedly less than col (f) of 15 Feb please ask the Ministry to ascertain when the appeals may be expected to be heard.

3 You will please instruct all concerned that in view of DL 702 having come into operation, returns from 30 Nov inclusive will contain only figures relating to grades I to VII and the comparable grades of civilians epuratable under that Dcree and that the column lesser punishments will no longer be used.

Below the form and <u>not</u> included in the total will be a line "other grades" as to which only cols d, e, f, g, h, i, will be completed.

4 You will realise that the explanations for which you are asking may lie in the fact that grades 8 and 9 are no longer liable normally to Epuration and that in anticipation of this becoming law these grades have deliberately been allowed to drop behind. Your enquiries cannot be phrased forcefully. The return for 30 Nov on the new lines will show the facts as to this.

S.H. WHITE, Lt Col,
A/VP CA Section

9353 3008

Declassified E.O. 12065 Section 3-402/NNDC NO. 185020

HEADQUARTERS ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/3728
8 October 1945

From: Navy Sub-Commission, Hq. Allied Commission.
To: Civil Affairs Section, Hq. Allied Commission.

Subject: Epurration Returns.

1. Defascism progress report dated 30th September 1945 is forwarded herewith.

REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

8 OCT 1945

9352

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

DE/6.23/CA

11 Sep 45

SUBJECT : Epuration Returns

TO : Navy S/C

Please expedite delivery of the Fortnightly Epuration Return which was due here on 8 Sep.

S.H. WHITE, Lt Col,
CAO CA Section

9351

2538

Unclassified E.O. 12065 Section 3-402/NNDC NO. T 25020

From: MINISTRY OF MARINE (Cabinet)
To : N.S.C.
Date: 4th March, 1946
Ref.: B. 2389

Subject: Statistical data on epuration.

Forwarded herewith are 3 tables showing the progress of elimination of Fascist elements from civilian and service personnel under command of this Ministry, as at 28th February, 1946.

By Director
CHIEF OF CABINET

PF-2

GGE/C.
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(10)

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Mod. 40

cl

Roma, - 4 MAR 1946

Ministero della Marina
GABINETTO

INDIRIZZO TELEGRAFICO: MARINA - ROMA

Prot. N° B. 2389 Allegati

Al NAVY SUB-COMMISSION

ARGOMENTO Dati statistici sulla epurazione.-

URGENTE

Si trasmettono n. 3 specchi sull'andamento della defascistizzazione del personale civile e militare dipendente da questo Ministero, aggiornati al 28 Febbraio c.a.-

d'ordine

IL CAPO DI GABINETTO
C. DI V. G. MARINI

9349

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

From: MINISTRY OF MARINE (Cabinet)
To : N.S.C.
Date: 19th February 1946
Ref.: B.1817

Subject: Statistical data on epuration

Forwarded herewith are 3 tables showing the progress of elimination of Fascist elements from civilian and service personnel under command of this Ministry, as at 15th February 1946.

By direction
CHIEF OF CABINET

GGE/P.

PA-2

9348

Declassified E.O. 12065 Section 3-402/NNDC NO. 725020

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Mod. 40

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Ministero della Marina
GABINETTO

INDIRIZZO TELEGRAFICO: MARINA - ROMA

Roma, 19 FEB 1946 194

Al NAVY SUB-COMMISSION

Prot. N.° 5.1817 Allegati

ARGOMENTO: Dati statistici sulla epurazione.-

Si trasmettono n. 3 specchi sull'andamento della defascistizzazione del personale civile e militare dipendente da questo Ministero, aggiornati al 15 Febbraio c.a.-

d'ordine
IL CAPO DI GABINETTO
C. DI V. G. MARINI

Marini

9347

Declassified E.O. 12065 Section 3-402/NNBC NO. T85020

From MINISTRY OF MARINE (Cabinet)
To : N.S.C.
Date: 19th January 1946
Ref.: B.555

Subject: Statistical data on epuration.

Forwarded herewith are 3 tables showing the progress of elimination of Fascist elements from civilian and service personnel under command of this Ministry, as at 15th January 1946.

By direction
CHIEF OF CABINET

GGE/P.

PF+2

9346

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

Mod.

Roma, 19 GEN 1946

Ministero della Marina
GABINETTO

INDIRIZZO TELEGRAFICO: MARINA – ROMA

Prot. N° B. 555 Allegati

Al NAVY SUB-COMMISSION

ARGOMENTO: Dati statistici sulla epurazione.-

Si trasmettono n. 3 specchi sull'andamento della defascistizzazione del personale civile e militare dipendente da questo Ministero, aggiornati al 15 Gennaio u.s.-

d'ordine

IL CAPO DI GABINETTO
C. DI V. G. MARINI

9345

Unclassified E.O. 12065 Section 3-402/NNDC NO. 78502D

From: MINISTRY OF MARINE (Cabinet)
To : N.S.C.
Date: 6th February 1946
Ref.: B.1209

Subject: Statistical Data in respect of epuration

Forwarded herewith are three tables relative to the progress of the elimination of fascists from the civil and service personnel under command of this Ministry, to date 31st January 1946.

By direction
CHIEF OF CABINET

Progress Report Handed to C.A. Section

GGS/P.

9344

Declassified E.O. 12065 Section 3-402/NNDC NO. T 85020

cl

Roma, 6 FEB 1946 194

Mod.

Ministero della Marina
GABINETTO

INDIRIZZO TELEGRAFICO: MARINA - ROMA

Prot. N. 8.1209 Allegati

Al NAVY SUB-COMMISSION

ARGOMENTO: Dati statistici sulla epurazione.-

Si trasmettono n. 3 specchi sull'andamento della defascistizzazione del personale civile e militare dipendente da questo Ministero, aggiornati al 31 Gennaio u.s.-

d'ordine

IL CAPO DI GABINETTO
C. DI V. G. MARINI

9343

Declassified E.O. 12065 Section 3-402/NNDC NO. T85020

From: MINISTRY OF MARINE (Cabinet)
To : N.S.C. - Rome
Date: 23rd December 1945
Ref.: B.15338

Subject: Statistical Data upon epuration.

1. In reply to your letter No.4120 of 29th November 1945 you are informed that this Ministry is unable to forecast the speed at which pending appeals will be heard by the special section of the Council of State since the judges of this Section do not come within the scope of this Administration, which has no method of controlling their work. In addition to the above it would appear that the said Section is not even constituted in present circumstances.

2. Forwarded herewith are the tables for the period 30th November to 15th December 1945. It is confirmed that the tables for the period to 31st December will be compiled in accordance with the desires expressed by the NaVy Sub Commission.

By direction
CHIEF OF CABINET

GGE/P.

9342

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Mod. 30

Ministero della Marina
GABINETTO

INDIRIZZO TELEGRAFICO: MARINA - ROMA

Prot. N. B. /5336 *Allegati*

Roma, 23 DIC. 1945

A NAVY SUB-COMMISSION = ROMA

ARGOMENTO: Dati statistici sulla epurazione.

1°) - In risposta al foglio n.4120 del 29 novembre 1945 si comunica che questo Ministero non può fornire previsioni sull'espletamento dei ricorsi pendenti presso la Sezione Speciale del Consiglio di Stato perchè i giudizi presso tale Sezione non si svolgono nell'ambito di questa Amministrazione, che non ha modo di controllarne l'opera. Ciò, a prescindere dal fatto che la predetta Sezione, allo stato attuale, non risulta nemmeno costituita.

2°) - Si trasmettono gli statini relativi al periodo dal 30 novembre al 15 dicembre u.s. E si assicura che gli statini relativi al 31 dicembre saranno compilati secondo i desideri espressi da codesta Navy Sub-Commission.

d'ordine
IL CAPO DI GABINETTO
C. di V. C. MARINI

9340

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

From: MINISTRY OF MARINE (Cabinet)
To : N.S.C.
Date: 6th January 1945
Ref.: B.48

Subject: Statistical Data in respect of epuration.

Forwarded herewith are three tables relative to the progress of the elimination of fascists from the civil and service personnel under command of this Ministry, to date 31st December 1945.

By direction
CHIEF OF CABINET

GGE/P.

F-2

9339

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Mod. 40

c1

Roma, 6 GEN. 1946/194

Ministero della Marina

GABINETTO

INDIRIZZO TELEGRAFICO: MARINA - ROMA

Prot. N° B. 48 Allegato

To: NAVY SUB-COMMISSION

ARGOMENTO: Dati statistici sulla epurazione.-

Si trasmettono n. 3 specchi sull'andamento della defascistizzazione del personale civile e militare dipendente da questo Ministero, aggiornati al 31 Dicembre s.a.-

d'ordine

IL CAPO DI GABINETTO
C. DI V. G. MARINI

9337

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

HEADQUARTERS ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/2342
4 May 1945.

From: Navy Sub-Commission, Hq. Allied Commission.
To : Civil Affairs Section, Hq. AC.

Subject: Defascising Returns.

1. Reference your DF/6.23/CA of 3 May 1945.

2. The Ministry of Marine has been repeatedly informed verbally and was informed in writing of this matter on the 20th April. I am satisfied that, in fact, the records of nearly all officers and men included in column (b) have already been considered but that they do not care to show them as having been "investigated" for reasons of personal prestige.

(Sgd) G. L. WARREN

REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

NAVY SUB-COMMISSION ALLIED COMMISSION 7

5 MAY 1945

9336

(9) PF-2

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

DF/6.23/CA

3 May 45

SUBJECT : Defascising Returns.

TO : Navy S/C

There now only remains one fortnight in which to complete the preliminary investigations. On that date (15 May) Col (c) of the fortnightly return should agree with Col (b).

During the last fortnight according to your return 582 cases were investigated and 1623 investigations still have to be completed.

Please report by return what steps you are taking to ensure that the ministerial investigations will be completed by that date. This is an Allied (your) responsibility.

E.L. PALMIERI Major,
for VP CA Section

9335

1125

Declassified E.O. 12065 Section 3-402/NNDC NO. 795020

HEADQUARTERS ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/3614
20 September 1945

From: Navy Sub-Commission, Hq. Allied Commission.
To: Civil Affairs Section, Hq. Allied Commission.

Subject: Defascism Progress Report - 15 September 1945.

1. Attached hereto is Defascism Progress Report for the period ending 15 September 1945.

S. N. BLACKBURN
for REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

20 Sep 1945

(8)

PF-2 9334

Declassified E.O. 12065 Section 3-402/NNDG NO. 725020

HEADQUARTERS ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/3515
10 September 1945

From: Navy Sub-Commission, Hq. Allied Commission.
To: Civil Affairs Section, Hq. Allied Commission.

Subject: Defascism Progress Report - 30 August 1945.

1. Attached hereto is Defascism Progress Report for the period ending 30 August 1945.

S M Blackburn
REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

B

PF-2
9333

Declassified E.O. 12065 Section 3-402/NNDC NO. 125020

HEADQUARTERS, ALLIED COMMISSION
APO 394
Navy Sub-Commission

NSC/3344

23 August 1945.

FILE

From: Navy Sub-Commission, Hq. AC.
To : Civil Affairs Section, Hq, AC.

Subject: Defascism Progress Report, 15 August 1945.

Attached hereto Defascism Progress Report for Period ending 15 August 1945.

Blackburn

REAR ADMIRAL,
CHIEF, NAVY SUBCOMMISSION, AC.

1-Incl.
Defascism Report 16-8-46.

NAVY SUB-COMMISSION · ALLIED COMMISSION
AP
FILE
9332

SECT PF-2

24 AUG 1945

Declassified E.O. 12065 Section 3-402/NNDG NO. 725020

HEADQUARTERS, ALLIED COMMISSION
APO 394
Navy Sub-Commission

NSC/3216

10 August 1945.

From: Navy Sub-Commission, Hq, AC.
To : Civil Affairs Section, Hq, AC.

FILE

Subject: Defascism Progress Report-30 July '45.

Attached hereto Defascism Progress Report for period ending 30 July 1945.

B Lockburn
for REAR ADMIRAL,
CHIEF, NAVY SUBCOMMISSION, AC.

1-Incl.
Defascism Report.

FILE

PF-2

NAVY SUB-COMMISSION - ALLIED COMMISSION
FILE
9331
10 AUG 1945

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS, ALLIED COMMISSION
APO 394
Navy Sub-Commission

NSC/3216

10 August 1945.

From: Navy Sub-Commission, Hq, AC.
To : Civil Affairs Section, Hq, AC.

Subject: Defascism Progress Report-30 July '45.

Attached hereto Defascism Progress Report for period ending 30 July 1945.

Blackburn
for REAR ADMIRAL,
CHIEF, NAVY SUBCOMMISSION, AC.

1-Incl.
Defascism Report.

PF-2

NAVY SUB-COMMISSION · ALLIED COMMISSION · FILE 350
10 AUG 1945

Declassified E.O. 12065 Section 3-402/NNDC NO. 795020

HEADQUARTERS, ALLIED COMMISSION
APO 394
Navy Sub-Commission

23 July 1945.

From: Navy Sub-Commission, Hq, AC.
To : Civil Affairs Section, Hq, AC.

FILE

Subject: Defascism Progress Report
for Period ending 15th July 1945.

Attached herewith Defascism Progress Report for Period ending 15th July 1945.

REAR ADMIRAL,
CHIEF, NAVY SUBCOMMISSION, AC.

1-Incl.
Report 15-7-45.

NAVY SUB-COMMISSION ALLIED COMMISSION
KP
FILE

PF-2

9329

23 JUL 1945

Declassified E.O. 12065 Section 3-402/NNDC NO. 725020

HEADQUARTERS, ALLIED COMMISSION
APO 394
Navy Sub-Commission

NSC/2479

25 May 1945.

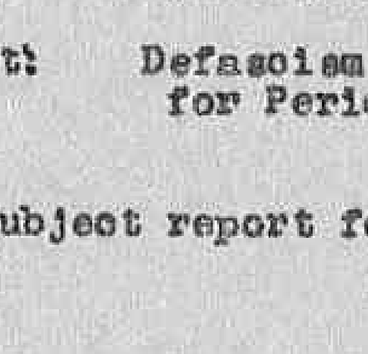
From: Navy Sub-Commission, Hq, AC.
To : Civil Affairs Section, Hq, AC.

Subject: Defascism Progress Report
for Period ending 15 May 1945.

Subject report forwarded herewith.

REAR ADMIRAL,
CHIEF, NAVY SUBCOMMISSION, AC.

1-Incl.
DPR-15-5-45.



PF-2

25 MAY 1945

9328

Declassified E.O. 12065 Section 3-402/NNDG NO. 725020

HEADQUARTERS, ALLIED COMMISSION
APO 394
Navy Sub-Commission

NSC/2410

14 May 1946. FILE

From: Navy Sub-Commission, Hq, AC.
To : Civil Affairs Section, Hq, AC.

Subject: Defascism Progress Report.

Attached hereto Defascism Progress Report for Period ending 30th April 1946.

BN.
REAR ADMIRAL,
CHIEF, NAVY SUBCOMMISSION, AC.

1-Incls.
Defascism Report-30-4-46.

ALLIED - NAVY SUB-COMMISSION - COMMISSION

14 MAY 1946

PF-2

9327

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

CO

2410

~~MINISTERO DELLE CORPORAZIONI~~

~~IL DIRETTORE GENERALE~~

~~DEL LAVORO, DELLA PREVIDENZA ED ASSISTENZA~~

TYPE. NSC.

Navy Sub-Commission

To Civil Affairs Subcommission.

Subject: ~~Redacted~~ Evacuation

Evacuation return for the Ministry of Marine to date 30th April is forwarded herewith.

TYPE. NSC.

13/5

Declassified E.O. 12065 Section 3-402/NNDG NO. T 25020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/2871
6 July 1945.

From: Navy Sub-Commission, Hq. Allied Commission.
To : Civil Affairs Section, Hq. Allied Commission.

Subject: Epuration.

1. Attached is the statement of Epuration of the Ministry of Marine up to 30 June 1945.

REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

Incl. (1)
Epuration Report, 30 June '45.

NAVY SUB-COMMISSION ALLIED FILES

PF-2

7 JUL 1945 9325

(1)

Declassified E.O. 12065 Section 3-402/NNDC NO. 75020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/2711
21 June 1945

From: Navy Sub-Commission, Hq. Allied Commission.
To: Civil Affairs Section, Hq. Allied Commission.

Subject: Epuration.

1. Attached is the statement of Epuration of the Ministry of Marine up to 15 June 1945.

(Sgd) C. L. [illegible]
REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

Incl. (1)
Epuration Report, 15 June '45.

KP

PF 2

9324
21 JUN 1945

Declassified E.O. 12065 Section 3-402/NNDC NO. 725020

HEADQUARTERS, ALLIED COMMISSION
NAVY SUB-COMMISSION APO 394

File

NSC/2571
4 June 1945

From: Navy Sub-Commission, Hq, A.C.
To : Civil Affairs Section, Hq, AC.

Subject: Epuration.

1. Attached is the statement of Epuration of the Ministry of Marine up to 30 May 1945.

(Sgd) G. L. WARREN
REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

1-Incl.
Epuration Report - 30 May '45.

PF-2

FILE

9323

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS, ALLIED COMMISSION
APO 394
Navy Sub-Commission

NSC/2877

7 July 1945.

From: Navy Sub-Commission, Hq, AC.
To : Civil Affairs Section, Hq, AC.

Subject: Abolition or Conversion of Fascist Organisations.

FILE

Reference DA/1A/CA of 29th June.

(a) the groups MARINAI D'ITALIA have been abolished.

(b) the LEGA NAVALE has been reorganised and its objectionable features have been eliminated.

B Lockhart

REAR ADMIRAL,
CHIEF, NAVY SUBCOMMISSION, AC.

NAVY SUB-COMMISSION HQ ALTA
KP
FILE

PF-2
6
© JUL 1945 9321

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

DF/1.A/CA 29 June 45

SUBJECT : Abolition or conversion of Fascist Organisations.

TO : Navy S/C
Air S/C
Land Forces S/C.

1 Please report as to the bodies mentioned in DF/1.A/CA of 30 Oct 44.
a) whether those bodies described as to be abolished have in fact been abolished;
b) whether satisfactory bodies now exist in place of those described as to be replaced or reorganised;
c) whether those bodies described as to be retained have been defascised to your satisfaction.

2 In the event of any of your replies being negative please supply full particulars to enable the matter to be taken up.

S. H. WHITE Lt Col,
for VP CA Section

1 9324

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

LEGA NAVALE ITALIANA
Sede Centrale

Roma, lì 22 Novembre 1944

Prot. n. 1345

AL MINISTERO DELLA MARINA
- Gabinetto -
R O M A

ARGOMENTO : Defascistizzazione.- LEGA NAVALE ITALIANA

Rispondo al foglio n. 956/FO di V.E.-

Iº) - In antecedenza alla richiesta del F.C.L.I., e precisamente in data 27 Ottobre u.s., l'Alto Commissario Aggiunto per l'epurazione aveva già rimesso a questa Sede Centrale le schede per l'epurazione in Roma, che furono restituite riempite il 7 corrente, come da foglio n. 1327 inviato per conoscenza anche a codesto Ministero.-

2º) - Il personale di questa Sede Centrale è costituito attualmente, dopo le riduzioni avvenute, da soli dodici elementi tra personale impiegatizio e inserviente. Nessuno di essi è risultato avere particolari precedenti di carattere politico; alcuni rilievi marginali formulati su due o tre impiegati dagli Uffici dell'Alto Commissariato, in base all'esame delle schede hanno avuto precisazioni esaurienti, con le quali le situazioni relative sono state definite in modo soddisfacente.-

3º) - I caratteri derivanti alla vecchia organizzazione della L.N.I. dal suo inquadramento tre le istituzioni dipendenti dal disciolto p.n.f. sono ormai superati dal nuovo aspetto funzionale assunto dall'Ente, che, attraverso provvedimenti di carattere strutturale e organizzativo, l'abolizione di sigle, stampati, criteri specifici di propaganda, etc, ha riacquisito l'indole originaria di istituzione apolitica, volta a operare per esclusive finalità formative e propagandistiche tra gli appassionati del mare.-

4º) - Nel quadro di questi provvedimenti, è stato anche proceduto alla revisione dello Statuto sociale, il cui nuovo testo è attualmente sottoposto all'esame di codesto Ministero.-

5º) - Inoltre è già preordinato il lavoro per un controllo delle posizioni personali dei dirigenti periferici, ai quali è in corso l'invio delle schede per l'epurazione. Rilievo in ogni modo che l'azione dei dirigenti locali della L.N.I. non ha carattere direttivo vero e proprio, in quanto i nostri organi periferici sono essenzialmente strumenti esecutivi, incaricati dell'ordinaria amministrazione (esazione delle quote, movimento delle iscrizioni, etc) restando riservata alla Sede Centrale l'elaborazione e la formulazione dei criteri direttivi per ogni settore di attività.-

p.c.c.
IL CAPO DI GABINETTO
C. DI V. F.BASLINI

IL COMMISSARIO STRAORDINARIO
Ammiraglio di Divisione
F.to Alberto Lais

HEADQUARTERS ALLIED COMMISSION
C M F
CIVIL AFFAIRS SECTION.

COPY.

Naval S/C

30 Oct 44.

Ref : DF/1A/CA

SUBJECT : Abolition or Conversion of Fascist Organisations.

TO : Naval Sub-Comsn
Air Sub-Comsn.

1. The Italian Governmnt is under an obligation to abolish various Fascist organisations. It has already submitted a dreft decree abolishing :

a) The GROUPS MARINAI D'ITALIA.
b) The GROUPS AVIATORI D'ITALIA.

2. It suggests that the following are non-political and, subject to epurationm should be allowed to continue :

a) The ASSOCIAZIONE COMBATTENTI
b) The LEGIONE GARIBALDINO.

3. It suggests that the LEGA NAVALE should be reorganised with a view to eliminating certain objectional features. Admrl. Lais

4. Will you please say whether you are in agreement with these proposals and if so, arrange to see that the epuration and re-organisation of these bodies is effectively carried out.

5. The Public Health Sub-Comsn has been instructed to take similar steps with regard to the societies for the war-maimed and war orphans.

6. Property of abolished organisations will be dealt with as laid down in Part IV of DLL 159/44.

S. H. WHITE, Lt Col.,
for VP CA Sec.

SHW/sg

Declassified E.O. 12065 Section 3-402/NNDG NO. 125020

2. It suggests that the following are non-political and, subject to epurationm should be allowed to continue :

a) The ASSOCIAZIONE COMBATTENTI
b) The LEGIONE GARIBALDINO.

3. It suggests that the LEGA NAVALE should be reorganised with a view to eliminating certain objectional features. Admk. Lais

4. Will you please say whether you are in agreement with these proposals and if so, arrange to see that the epuration and re-organisation of these bodies is effectively carried out.

5. The Public Health Sub-Comsn has been instructed to take similar steps with regard to the societies for the war-maimed and war orphans.

6. Property of abolished organisations will be dealt with as laid down in Part IV of DLL 159/44.

S. H. WHITE, Lt Col.,
for VP CA Sec.

SHW/sg

9318

Declassified E.O. 12065 Section 3-402/NNDC NO. T 65025

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

From: MINISTRY OF MARINE (Cabinet)
To : N.S.C. - A.C. - Rome
Date: 29th January 1946
Ref.: 279 - Encl. No.1

Subject: Amnesty and pardon for military offences

Further reference is made to my letter 3289 dated 3rd December 1945.

With regard to the undertaking in the last paragraph of the above letter, this Ministry notifies that in its letter No.200 of 29th instant, addressed to the Ministry of Grace and Justice (Directorate General of Penal Matters), it accepted the proposed Decree of the Lieutenant-General relative to the above subject, as pre-arranged by the Ministry of Grace and Justice in agreement with the Military Procurator-General.

Enclosed is a copy of the proposals.

Sgd. : THE MINISTER

GGE/P.

PF-1

9317

(5)

Declassified E.O. 12065 Section 3-402/NNDC NO. T85020

Proposed Lieutenant-General of Realm's Decree granting amnesty and pardon for military offences

Umberto di Savoia, Prince of Piedmont,
Lieutenant - General of the Realm

By virtue of the Authority delegated to Us;
Having in view article 8 of the Statute of the Realm;
Having head the Council of Ministers;
Upon the proposals of the Ministerial Secretaries of State for Mercy and Justice, for War, for the Navy, and for the Air Force;

WE HAVE DECREED, AND DO DECREE

Art.1

An amnesty is granted for military offences, other than those of absence from duty, which are punishable with detention to a maximum not exceeding five years.

Art.2

Amnesty is also granted, in respect of military offences for which the minimum punishment does not exceed 5 years, to whomsoever, as a result of his actions under arms or of his war service subsequent to the date upon which the crime was committed, has been decorated for valour or promoted for meritous war service or recognised by the appropriate military authorities as being mutilated or invalided within the scope of the eight categories in table A appended to Law No.137 of 19th February 1942.

.....

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Art.3

In respect of offences of absence from duty, commenced before 8th September 1943, amnesty is granted provided that the person guilty thereof presented himself spontaneously for service after that date and before 1st May 1945, whether he returned of his own accord to the regular armed forces or whether he took effective part in the war effort with parties of patriots, so recognised in the sense of Lieutenant-General of the Realm's decree No.518 of 21st August 1945.

Art.4

The death penalty awarded, or to be awarded, for crimes of absence from duty is commuted to 10 years military imprisonment, and similarly any heavier punishment to which the award of the death penalty for such crimes has previously been commuted is now reduced to ten years.

Where a punishment of imprisonment has been, or is to be, inflicted for offences of absence from duty, this - if greater than ten years - is reduced to that period.

In cases of absence from duty where the law establishes a punishment of detention, this is awarded for a period not exceeding 10 years military imprisonment and, if the absence from duty lasted for not more than one year the punishment awarded is the minimum allowed by law. Greater punishments than this, previously awarded, are reduced to that limit.

Art.5

Excluding the cases considered in article 3, punishments of detention awarded, or to be awarded, for offences of absence from duty are pardoned, with the exception of those for which the law provides the death penalty, even if this has been commuted to detention, or if detention has been awarded, in conformance with Art.4.

For those are still under obligation of service the grant of the amnesty is subject to the offender's presenting himself to a military authority within two months of the date from which the present decree has effect. This term is effective from the day of the re-entry into Italy in the case of any person who is abroad on the date upon which this decree comes into force.

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Art.6

Excluding the cases indicated in Arts.1 and 2, pardon is granted in the case of punishments of detention not exceeding 5 years, awarded or to be awarded for military offences other than those of absence from duty, and those in excess of that period are reduced by 5 years.

Art.7

The following are excluded from the amnesty or pardon provided by the preceding articles :

1. Offences committed for a purpose contrary to that indicated in Art.1 of Royal Decree No.96, 5th April 1944.
2. Offences committed against the Allied Armed Forces or the persons belonging thereto.
3. Offences against the laws and practice of war. Excluded from the pardon in article 6 are the offence of insubordination in the cases foreseen in Art.186, first and second paragraphs. of the Code of Military Discipline in Peace-time and the offence of violence against a subordinate in the cases foreseen in Art. 185, second paragraph, of the Code of Military Discipline in Peace-time.

Art.8

The amnesty and pardon established in the preceding articles do not apply :

1. in respect of those who, on the date of the present decree, have been sentenced, on one or more occasions for premeditated offences other than absence from duty, to a period of detention exceeding in all five years. In applying this provision no account is taken of sentences which have lapsed as a result of previous amnesties, nor of charges lapsed, at the date of the present decree, owing to the fulfilment of the terms of the suspension of the punishment in accordance with Art.167 of the Penal Code, nor of sentences where rehabilitation has taken place.
2. in respect of those who, at the date of this decree, are hiding from the law, unless they present themselves in prison within three months of the said date. This provision is not applicable in the case of those for whom the punishment to be undergone has been fully pardoned.

Declassified E.O. 12065 Section 3-402/NNDC NO. T85020

The pardon in Art.6 is restricted to a period of two years in the case of those who have benefited already from the pardon granted in Royal Decree No.96 of 5th April 1944.

Art.9

The pardons established in articles 5 and 6 are revoked completely if the offender commits a premeditated crime punishable with detention within a period of five years from the date of the present decree.

Art.10

In computing the punishment the purposes of the application of the amnesty the provisions of article 32 of the Code of Penal Procedure are to be observed.

Art.11

The present decree enters into effect on the day of its publication in the Official Gazette of the Realm, and is effective in the case of all offences committed on or before the day preceding the decree itself.

We order that the present decree, with the Seal of State attached, be inserted in the Official Registry of the laws and decrees of the Realm of Italy, obliging whomsoever is so required to observe it and to enforce it.

Given at :

-==oooooooo==-

(Translator's note : In art. 8 "Latinanza" is assumed to be a mis-spelling of "latitanza")

GGE/P.

931

Declassified E.O. 12065 Section 3-402/NNDC NO. 795020

Mod. 39

Ministero della Marina

GABINETTO

Ufficio Leggi e Decreti

Roma 29 GEN. 1946

Al La COMMISSIONE ALLEATA

Sottocommissione Navale - R o m a

INDIRIZZO TELEGRAFICO: MARINA - ROMA

Prot. N° 279 *Allegati* I

ARGOMENTO: Amnistia e condono per reati militari.-

Prosecuzione foglio n.3289 del 3 dicembre u.s.

In relazione alla riserva espressa nell'ultimo comma del foglio su citato, questo Ministero comunica di avere con foglio n. 200 in data 29 c.m. diretto al Ministero di Grazia e Giustizia (Direz.Gener.per gli Affari Penali) dato la propria adesione allo schema di decreto Luogotenenziale all'oggetto succennato, predisposto dal Ministero di Grazia e Giustizia, d'intesa con la Procura Generale Militare.

Si unisce copia dello schema di provvedimento.

IL MINISTRO

[signature]

9310

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

SCHEMA DI DECRETO LUOGOTENZIALE DI AMNISTIA E DI CONDONO PER REATI MILITARI

UMBERTO DI SAVOIA PRINCIPE DI PIEMONTE
LUOGOTENENTE GENERALE DEL REGNO

In virtù dell'Autorità a Noi delegata;
Visto l'art.8 dello Statuto del Regno;
Sentito il Consiglio dei Ministri;
Sulla proposta dei Ministri Segretari di Stato per la grazia e giustizia, per la guerra, per la marina e per la aeronautica;
ABBIAMO DECRETATO E DECRETIAMO:

Art.I

E' concessa amnistia per i reati militari diversi da quelli di assenza dal servizio, puniti con pena detentiva non superiore nel massimo a cinque anni.

Art. 2

E' pure concessa amnistia per i reati militari puniti con pena detentiva non superiore nel minimo a cinque anni a favore di chi, per i fatti di armi o per servizi di guerra successivi alla data del commesso reato è stato decorato al valor militare o promosso per merito di guerra o riconosciuto dalle competenti autorità militari affetto da mutilazione o da invalidità comprese nelle otto categorie della tavella A allegata alla legge I9 febbraio I942, n.137.

Art. 3

Per i delitti di assenza dal servizio iniziati anteriormente all'8 settembre I943 è concessa amnistia purchè il colpevole successivamente a tale data e prima del I° maggio I945 si sia spontaneamente presentato alle armi, o sia spontaneamente ritornato nelle forze armate regolari ovvero abbia effettivamente partecipato alla attività bellica in reparti di patrioti riconosciuti a' sensi del decreto legislativo luogotenenziale 21 agosto I945, n.5I8.

Art. 4

La pena di morte inflitta o da infliggere per i delitti di assenza dal servizio è commutata in anni dieci di reclusione militare e ugualmente ad anni dieci ~~XXXXXXXXXX~~ è ridotta la maggior pena detentiva nella quale sia stata precedentemente commutata la pena di morte inflitta per gli stessi delitti.

Quando per i delitti di assenza dal servizio puniti con la pena di morte sia stata inflitta o sia da infliggere la pena della reclusione militare, questa, se superiore ad anni dieci, è ridotta a tale limite.

Per i delitti di assenza dal servizio per i quali la legge stabilisce la pena detentiva, questa è inflitta in misura non superiore a dieci anni di reclusione militare e se l'assenza dal servizio ha avuto durata non superiore ad un anno, la pena è inflitta nel minimo stabilito dalla legge. A tali misure sono ridotte le pena maggiori precedentemente inflitte.

9-2108

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Art. 5

Fuori dei casi considerati nell'articolo 3 sono condonate le pene detentive inflitte o da infliggere per i delitti di assenza dal servizio, esclusi quelli per i quali la legge stabilisce la pena di morte, anche se questa è stata commutata in pena detentiva, o se è stata inflitta la pena detentiva, a norma dell'articolo 4.

Per coloro che abbiano tuttora obblighi militari la concessione dell'indulto è subordinata alla presentazione ad una autorità militare entro due mesi dalla data di entrata in vigore del presente decreto. Questo termine decorre dal giorno del ritorno in Italia per chi alla data di entrata in vigore del presente decreto si trovi all'estero.

Art. 6

Fuori dei casi indicati negli articoli I e 2, sono condonate le pene detentive non superiori a cinque anni inflitte o da infliggere per reati militari diversi da quelli di assenza dal servizio, e di altrettanto sono ridotte quelle maggiori.

Art. 7

Sono esclusi dall'amnistia e dall'indulto previsti dagli articoli precedenti:

1°)- i reati commessi con un fine in contrasto con quello indicato nell'articolo I del R.decreto 5 aprile 1944, n.96.

2°)- i reati commessi in danno delle forze armate alleate e delle persone che ad esse appartengono.

3°)- i reati contro le leggi e gli usi della guerra?

Sono esclusi dal condono di cui all'articolo 6 il delitto di insubbordinazione nell'ipotesi prevista dall'articolo 186 primo e secondo comma, del codice penale militare di pace ed il delitto di violenza contro inferiore nell'ipotesi prevista dall'art. 185, secondo comma, del codice penale militare di pace.

Art. 8

L'amnistia ed il condono previsti dagli articoli precedenti non si applicano;

I°)- nei confronti di coloro che hanno riportato, alla data del presente decreto, una o più condanne per delitti non colposi e diversi da quelli di assenza dal servizio, a pena detentiva superiore, nel complesso a cinque anni. Nell'applicazione di questa disposizione non si tiene conto delle condanne estinte per precedente amnistia, ne dei reati estinti, alla data del presente decreto, per il decorso dei termini della sospensione della pena a norma dell'art. 167 codice penale, nè delle condanne per le quali sia intervenuta la riabilitazione.

2°)- nei confronti di coloro che, alla data del presente decreto, si trovano in istato di latitanza, salvo che si costituiscano in carcere entro tre mesi dalla data stessa. Questa disposizione non si applica nel caso in cui la pena da espiare sia interamente condonata.

Il condono previsto dall'art. 6 è limitato alla durata di due anni nei confronti di coloro che già hanno beneficiato del condono concesso con il R.decreto 5 aprile 1944, n.96.

9307

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Art. 9

I condoni previsti dall'articolo 5 e dall'articolo 6 sono revocati di diritto se nel termine di anni cinque dalla data del presente decreto il condannato, commette un delitto non colposo punibile con pena detentiva.

Art. IO

Ai fini dell'applicazione dell'amnistia, si osservano, per il computo della pena, le disposizioni dell'articolo 32 codice di procedura penale.

Art. II

Il presente decreto entra in vigore il giorno della sua pubblicazione nella Gazzetta Ufficiale del Regno, ed ha efficacia per i reati commessi a tutto il giorno precedente la data del decreto stesso.

Ordiniamo che il presente decreto, munito del Sigillo dello Stato, sia inserito nella Raccolta Ufficiale delle leggi e dei decreti del Regno d'Italia mandando a chiunque spetti di osservarlo e di farlo osservare.

Dato a

Unclassified E.O. 12065 Section 3-402/NNDG NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

19 Nov 45

Ref.: DF/5.28/CA

SUBJECT : Revision of Epuration Procedure

TO : See Distribution

Enclosed is an English version of DL 792, the new law on epuration which replaces Part II of DL 159.

1 Art 15 Art 1 Art 2 Art 3

The grounds upon which persons may be epurated are re-defined and are somewhat differently stated. The old grounds are therefore superceded. Broadly speaking, officials and civilians of equivalent rank down to the 7th Grade inclusive are liable to epuration if they have shown activity as fascists. Employees of lower grades are not epuratable unless they have shown serious fascist bias or have committed certain named acts or held certain named offices. Persons who distinguished themselves in opposition to the Germans are still excused.

2 Art 4 Art 5 Art 6 Art 7 Art 9

The machinery is also varied. The present Commissions of First Instance remain and continue to function under the same rules. The order for dismissal however will be made by the Head of the Service. Dismissed employees are normally entitled to pension though they may be deprived of this in exceptional circumstances. Employees may be suspended pending proceedings and officials may be transferred from one district to another

3 Art 8

Employees of concerns of national importance and of companies exercising public utility functions are epuratable under similar conditions to those mentioned above.

4 Art 10

The procedure for dealing with professions is varied and they are made more or less self purging. The present commissions are abolished.

5 Art 11 Art 12

The procedure with regard to appeals is completely changed. The Central Commission is abolished and a special section of the Council of State is substituted therefor which will hear ordinary appeals but appeals against decisions of Provincial Commissions will be to a new Section of the local Court of Appeal. In either case the respective courts of appeal will operate according to the rules of procedure which previously applied for the abolished Central Commission

6 Art 13

All previous decisions as to dismissal from Service, removal from the register of a profession or acquittal stand but all minor punishments (with one exception mentioned below) are revoked. Provision is made for dealing with pending appeals. The minor punishment which is not revoked is a reduction in Grade but this is intended only to be used to restore to his proper grade a person who has received undue promotion by fascist favour.

9304

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

7 Suspensions of all persons of lower than Grade 7 are revoked unless they are persons against whom proceedings are to be continued under Para 2 of Art 1 or under Art 2. All "de facto" suspensions, however occasioned, are revoked. This is intended to apply to those persons who have been warned or instructed by bodies or persons, who are not legally empowered so to do, that they are dismissed or will not in future attend their offices. It does not apply to suspensions ordered under GO 35.

8 Art 14 The time limits within which proceedings must be brought are the 31 Mar 46 or three months after the handing back of the territory to Italian administration, whichever is the later, but this will not re-open time limits which expired before this decree came into force.

9 Art 16 Art 18 Art 17 Art 19 New provisions are contained to enable the apuration of those directors and managers who by Italian law are, technically speaking, not employees. If such persons have been guilty of named acts or have held named offices their contracts are declared dissolved and any employer who continues to employ such persons is liable to punishment by imprisonment or fine. This dissolution will not be applied in certain cases. Persons may apply to a Special Commission for an order that the dissolution does not apply. Persons whose employment is dissolved are, under certain circumstances, entitled to compensation.

10 All provisions of DL 159 and of the subsequent apuration decrees, c.3. 257, which are not inconsistent with any of the above provisions, continue. The principal changes are the restriction, in normal circumstances, of epuration to the first 7 Grades, the addition of managers and directors to those epurtable and the change of procedure with regard to the professions and as to appeals. For all practical purposes, so far as Sub-Commissions and Regions are concerned, the machinery under DL 159 continues to operate unchanged so far as the restricted classes of employees are concerned. It should not be overlooked that any employee of a grade lesser than the 7th may be epurated if he has shown serious fascist bias as well as for reasons contained in Art 2.

BY COMMAND OF THE CHIEF COMMISSIONER

E.H. WHITE Lt Col,
A/VP Cl Section

DISTRIBUTION:- Local Govt S/C
Legal S/C
Pub Saf S/C
Educ S/C
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Naval S/C
ERB
RC Piemonte Region
RC Lombardia Region
RC Liguria Region
RC Venezia Region

for info : Economic Sec
Executive Commissioner } 2
SCAC Venezia Giulia

Scale of Dist: RHQ (4); FHQ (2)

DL 702 OF 2 NOV 1945

Revision of the Law as to Epuration

The Italian version of this decree is the only authoritative text. This version is not a literal translation; its object is to inform officers conveniently of the provisions contained in the decree.

Officers are referred to the Italian text for all points of detail or matters of procedure or dispute.

Words in brackets are explanatory and not in the original text.

Liability to Epuration	Art 1-3
Epuration Procedure	" 4-5
Pension	" 6
Suspensions	" 7
Application to non-State Bodies	" 8
Transfer of officials	" 9
Professions	" 10
Appeals	" 11-12
Past Decisions	" 13
Time Limits	" 14-15
Liability to Epuration and Procedure	" 16-20

PART I - EMPLOYEES AND PROFESSIONS

LIABILITY TO EPURATION

1 Employees of the public services of the 7th or higher grades of whatever description even if irremovable who, because of their (past) fascist political activity their (improper) fascist conduct, whether or not in the execution of their office, their fascist bias or their appointment to office, because of their fascist qualifications have shown themselves unfit to retain their office shall be dismissed from the service.

Employees of the public services of grade lower than 7th shall not be liable to dismissal unless they have shown serious fascist bias or are within the provisions of the next article.

For the purposes of this law, when the parity of the grades of non-state services is undetermined, it shall be declared by the head of that Service.

2 Employees of the public services of every description even if irremovable may be dismissed from service if they have shown themselves unfit to retain their office because they have since 8 Sep 1943:-

a) given military or civil service to the German invader;
b) belonged to the Fascist republican party;
c) voluntarily served in military units of the government of the so-called Italian Social Republic or as officers in the labour organisations of that government;

Declassified E.O. 12065 Section 3-402/NNDC NO. 15020

Application to non-State Bodies " 9
Transfer of officials " 10
Professions " 11-12
Appeals " 13
Past Decisions " 14-15
Time Limits " 16-20
Liability to Epuration and Procedure " 16-20

PART I - EMPLOYEES AND PROFESSIONS

LIABILITY TO EPURATION

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Employees of the public services of grade lower than 7th shall not be liable to dismissal unless they have shown serious fascist bias or are within the provisions of the next article.

For the purposes of this law, when the parity of the grades of non-state services is undetermined, it shall be declared by the head of that Service.

2 Employees of the public services of every description even if irremovable may be dismissed from service if they have shown themselves unfit to retain their office because they have since 8 Sep 1943:-

a) given military or civil service to the German invader;
b) belonged to the fascist republican party;
c) voluntarily served in military units of the government of the so-called Italian Social Republic or as officers in the labour organisations of that government;
d) taken part in arresting, sentencing or summary executions ordered by nazi-fascists or acted as informers for the latter;
e) been appointed chief of the province or questore of the so-called Italian Social Republic or have been President, Public Prosecutor or Member of the special or extraordinary tribunals set up by the said government;
f) left their usual place of abode to follow and serve the fascist government;
g) collaborated with the Germans or with the so-called Italian Social Republic.

Dismissal from service shall not be ordered if the activity after 8 Sep 43 was under compulsion or had the object of hindering German activities or those of the government which was in fact being served only in appearance.

3 Those who distinguished themselves after 8 Sep 43 in the fight against the Germans may be exempted from dismissal from service.

9303

Declassified E.O. 12065 Section 3-402/NND NO. 765020

PURATION PROCEDURE

The unsuitability (for retention in the service) referred to in arts 1 and 2 shall (upon application of the Service concerned)

a) in the case of employees of the State Central Services or of Autonomous public bodies be decided by the epuration Commissions set up under DLL 159 of 27 Jul 44; the powers contained in the last para of art 18 of DLL 159 of 27 Jul 44 and in art 16 of DaL 285 of 2 Oct 44 shall remain unchanged.

b) in the case of employees of local public bodies and of concerns controlled by the local administration be decided by the provincial Epuration Commissions set up by part 3 of art 18 of DLL 159 of 27 Jul 44.

The High Commissioner for sanctions against fascism and his provincial delegates supervise epuration proceedings and when necessary may commence proceedings.

The rules contained in DLL 159 of 27 Jul 44 for the proceedings before the Commissions of first instance and the subsequent additions and amendments thereto shall apply to proceedings before Epuration Commissions.

5 The Service concerned, having received notice of the final decision, shall order the dismissal from the service of an employee declared unfit to retain his office.

No appeal whether to the administrative authority or to the judiciary shall lie against an order for dismissal from service.

ENSIONS

6 An employee dismissed from service under the preceding article shall be granted the pension rights to which he is entitled under the existing laws.

In particularly serious cases the epuration commission may order forfeiture of pension.

When a forfeiture of pension has been ordered, the contribution which he has paid to the pension funds shall be repaid to the dismissed employee.

SUPERVISION

7 The service concerned may suspend an employee subject of epuration proceedings under art 4 pending the result of such proceedings.

APPLICATION TO NON-STATE BODIES

8 The provisions of the preceding articles shall apply also to employees of public institutions and to institutions of national importance and of private undertakings or companies operating public services or serving a public purpose or public utility undertaking.

Where no other competent commissions have been set up for the said institutions and companies, the competent body to pronounce the verdict on epuration proceedings shall be the provincial epuration commissions set up under the third para of art 18 of DLL 159 of 27 Jul 44 and the subsequent additions and amendments thereto.

The decision as to dismissal of employees of public institutes and institutions of national importance shall be by the head of the institute. In the case of employees of private undertakes or undertakings mentioned in the first para of the present article, the decision shall be that of the prefect of the province in which the company or undertaking has its head office.

TRANSFER OF OFFICIALS

9 Heads of the various public services may up to 31 Mar 1946 transfer offic-

Declassified E.O. 12065 Section 3-402/NNDC NO. 165020

...ns of the preceding article against an order for dismissal from service.

PENSION

3 An employee dismissed from service under the preceding article shall be granted the pension rights to which he is entitled under the existing laws.

In particularly serious cases the epuration commission may order forfeiture of pension.

When a forfeiture of pension has been ordered, the contribution which he has paid to the pension funds shall be repaid to the dismissed employee.

SUSPENSIONS

4 The service concerned may suspend an employee subject of epuration proceedings under art 4 pending the verdict of such proceedings.

APPLICATION TO NON-STATE BODIES

5 The provisions of the preceding articles shall apply also to employees of public institutions and to institutions of national importance and of private undertakings or companies operating public services or serving a public purpose or public utility undertaking.

Where no other appropriate commissions have been set up for the said institutes and companies, the competent body to pronounce the verdict on epuration proceedings shall be the provincial epuration commissions set up under the third para of art 10 of DLL 159 of 27 Jul 44 and the subsequent additions and amendments thereto.

The decision as to the dismissal of employees of public institutes and institutions of national importance shall be by the head of the institute. In the case of employees of private companies or undertakings mentioned in the first para of the present article, the decision shall be that of the prefect of the province in which the company or undertaking has its head office.

TRANSFER OF OFFICIALS

6 Heads of the various public services may up to 31 Mar 1946 transfer officials even if they are irremovable to another area if for political or moral reasons they consider it advisable to do so. In territory under the administration of AMG such transfer may be ordered up to three months after such territory has been restored to Italian administration.

PROFESSIONS

7 Any person who, because of fascist malpractices, has rendered himself unworthy to continue to exercise his profession, art or trade, may be removed from the registers of such profession.

The decision as to such unworthiness shall be by the bodies responsible for

Declassified E.O. 12065 Section 3-402/NND NO. 125020

keeping the said register, which they shall do directly or by means of a commission appointed by them; if no such body exists, a commission shall be appointed by the Minister under whose supervision the (appropriate) register is kept.

APPEALS

11 A dismissed employee may lodge an appeal against the decisions of a commission under sub-para a) of art 4 even on the merits of the cases. Such appeal shall be to a Special Section of the Council of State and be constituted by a decree of the President of the Council of Ministers and consist of two members, one of whom shall be designated by the High Commissioner and the other by the Minister of the Service to which the appellant belongs.

Such appeal shall be lodged within six days of notification of the decision of the Commission of 1st instance by filing the same in the secretariat of the Commission concerned, in the office in which the appellant serves or directly in the secretariat of the Special Section of the State Council.

The Special Section shall consider the appeal in camera and shall not be bound by the ordinary rules of procedure but shall observe the rules contained in DLL 159 of 27 Jul 44 and subsequent additions and amendments for the proceedings before the Central Commission.

12 A dismissed employee may lodge an appeal against the decisions of a Provincial Commission to a Commission set up in the Court of Appeal within whose jurisdiction the Commission of First Instance is located. The Commission of Appeal shall be set up by a decree of the First President of the Court of Appeal and shall consist of a President who shall be a magistrate or an official of the public service, serving or retired, of not less than the 5th grade and of two members one of whom shall be nominated by the High Commissioner and the other by the Provincial Cte from the officials of the Service to which the appellant belongs.

Such appeal shall be lodged within six days of notification of the decision of the commission of 1st instance, by filing the same in the secretariat of the said Commission or directly in the secretariat of the Commission of Appeal.

The rules for the proceedings before the Central Commission contained in DLL 159 of 27 Jul 44 and the subsequent additions and amendments thereto shall apply to proceedings before such Commissions of Appeal.

PAST DECISIONS

13 Dismissals from service, removals from the registers and acquittals resulting from final decisions already made under DLL 159 of 27 Jul 44 shall stand, but punishments other than dismissal from service, removal from the registers and reduction in grade ordered by final decisions under the same legislative decree are revoked.

For the purposes of the provisions of the preceding paragraph, a decision of the Central Commission shall be considered final even if notice of the same has not been served as required by art 5 of DL 179 of 22 Apr 45 on the day this decree comes into force.

Appeals against decisions of (Commissions of) first instance made under DLL 159 of 27 Jul 44 and the subsequent additions and amendments thereto which are still appealable may be lodged in accordance with the procedure laid down in this decree.

The appeals which are pending before the central commission on the day on which this decree comes into force shall be dealt with by the commission of second instance set up by arts 11 and 12 hereof.

Decisions under DLL 159 of 27 Jul 44 by the commissions of first instance for the revision of the registers which are still appealable shall be dealt with

Declassified E.O. 13065 Section 3-402/NNDC NO. 15520

The Special Section shall consider the appeal in camera and shall not be bound by the ordinary rules of procedure but shall observe the rules contained in DLL 159 of 27 Jul 44 and subsequent additions and amendments for the proceedings before the Central Commission.

12 A dismissed employee may lodge an appeal against the decisions of a Provincial Commission to a Commission set up in the Court of Appeal within whose jurisdiction the Commission of First Instance is located. The Commission of Appeal shall be set up by a decree of the First President of the Court of Appeal and shall consist of a President who shall be a magistrate or an official of the public service, serving or retired, of not less than the 5th grade and of two members one of whom shall be nominated by the High Commissioner and the other by the Provincial CLN from the officials of the Service to which the appellant belongs.

Such appeal shall be lodged within six days of notification of the decision of the commission of 1st instance, by filing the same in the secretariat of the said Commission or directly in the secretariat of the Commission of Appeal.

The rules for the proceedings before the Central Commission contained in DLL 159 of 27 Jul 44 and the subsequent additions and amendments thereto shall apply to proceedings before such Commissions of Appeal.

LAST DECISIONS

13 Dismissals from service, removals from the registers and acquittals resulting from final decisions already made under DLL 159 of 27 Jul 44 shall stand, but punishments other than dismissal from service, removal from the registers and reduction in grade ordered by final decisions under the same legislative decree are revoked.

For the purposes of the provisions of the preceding paragraph, a decision of the Central Commission shall be considered final even if notice of the same has not been served as required by art 5 of DL 179 of 22 Apr 45 on the day this decree comes into force.

Appeals against decisions of (Commissions of) first instance made under DLL 159 of 27 Jul 44 and the subsequent additions and amendments thereto which are still appealable may be lodged in accordance with the procedure laid down in this decree.

The appeals which are pending before the central commission on the day on which this decree comes into force shall be dealt with by the commission of second instance set up by arts 11 and 12 hereof.

Decisions under DLL 159 of 27 Jul 44, by the commissions of first instance for the revision of the registers which are still appealable shall be dealt with by the new bodies set out in art 10 hereof even if the appeal was already pending before the Central Commission.

The Central Commission for epuration and the Commissions for the revision 9302
of the registers set up by DLL 159 of 27 Jul 44 are abolished.

Proceedings pending before commissions of first instance on the day on which this decree comes into force shall be continued before said commissions or before the new bodies set up by art 10 under the rules contained in this decree.

Where employees are not within the provisions of the second para of arts 1 and 2, suspension from office pending proceedings of employees of 8th grade and lower shall be revoked by the Service concerned; in all other cases suspension may be revoked by the Service concerned or by the bodies set up by art 10 even if proceedings have been commenced.

Declassified E.O. 12065 Section 3-402/NNDG NO. 19502

De facto suspensions (other than the above) however occasioned shall cease as from the day this decree comes into force.

TIME LIMITS

14 Cases of persons to be subjected to epuration proceeding must be sent in before 31 March 1946 except in the case of persons in AMG territory (in which case proceedings must be completed) within three months from the day on which said territory is handed back to the administration of the Italian Government but this (article) shall not re-open time limits which expired before this decree came into force.

15 The provisions of DLL 159 of 27 Jul 44 and the subsequent additions and amendments thereto so far as they are inconsistent herewith are revoked.

PART II - MANAGERS OF BUSINESSES

LIABILITY TO EPURATION AND PROCEDURE

16 Those contracts of employment agency or management of general, technical or administrative managers, of heads of departments or branches of the Managers of stock companies whose capital exceeds 5 million lire whether or not their liability is limited by shares or of insurance companies with nominal capital or whose assets exceed 1 million lire shall be dissolved:

1) if the person concerned has been sentenced for a (fascist) crime under part 1 of DLL 159 of 27 Jul 44, even if such sentences do not include disqualification from holding public office;
2) if property belonging to such person has been forfeited under art 9 of said decree;
3) if such person has been subjected to any sanction under the first para of art 1 or the 1st and 2nd paras of art 3 of DLL 149 of 26 Apr 45;
4) if such person had held any (of the following) fascist offices, secretary or vice secretary of the party, member of the Grand Council, member of the National Directory, Inspector of the party, federal secretary, fascist deputy, national councillor or senator who has been removed from such office.

17 The provisions of sub-para 4 of the preceding article shall not be enforced if said persons are of acknowledged technical and administrative capacity and if they fulfill any of the following conditions: have distinguished themselves in the fight against the Germans or had before the beginning of the present war openly opposed fascism, or left the national fascist party, or they held the position of national councillors (merely) as representative of the profession without engaging in any real political activity.

Upon the application of any such person the decision (as to his dismissal) which shall be final and be requested within sixty days from the day on which this decree comes into force, shall be given by a provincial commission appointed by the Prefect of the province after consultation with the Provincial CLN and shall consist of a President nominated by the Provincial Delegation of the High Commissioner for Sanctions against Fascism and of four members, two of whom shall be nominated by the "Camera del Lavoro" and two by the association of employers. The Commission authorised (to decide the case) shall be that having jurisdiction in the place in which the employee works.

The Prefect, in agreement with the President of the Provincial Commission, may appoint under similar provisions one or more sections of said commission.

Declassified E.O. 12065 Section 3-402/NNDC NO. 165020

LIABILITY TO EPURATION AND PROCEDURE

16 Those contracts of employment agency or management of general, technical or administrative managers, of heads of departments or branches of the Managers of stock companies whose capital exceeds 5 million lire whether or not their liability is limited by shares or of insurance companies with nominal capital or whose assets exceed 1 million lire shall be dissolved:

1) if the person concerned has been sentenced for a (fascist) crime under part 1 of DLL 159 of 27 Jul 44, even if such sentences do not include disqualification from holding public office;
2) if property belonging to such person has been forfeited under art 9 of said decree;
3) if such person has been subjected to any sanction under the first para of art 1 or the 1st and 2nd paras of art 3 of DLL 149 of 26 Apr 45;
4) if such person has held any (of the following) fascist offices, secretary or vice secretary of the party, member of the Grand Council, member of the National Directory, Inspector of the party, federal secretary, fascist deputy, national councillor or senator who has been removed from such office.

17 The provisions of sub-para 4 of the preceding article shall not be enforced if said persons are of acknowledged technical and administrative capacity and if they fulfill any of the following conditions: have distinguished themselves in the fight against the Germans or had before the beginning of the present war openly opposed fascism, or left the national fascist party, or they held the position of national councillors (merely) as representative of the profession without engaging in any real political activity.

Upon the application of any such person the decision (as to his dismissal) which shall be final and be requested within sixty days from the day on which this decree comes into force, shall be given by a provincial commission appointed by the Prefect of the province after consultation with the Provincial CLN and shall consist of a President nominated by the Provincial Delegation of the High Commissioner for Sanctions against Fascism and of four members, two of whom shall be nominated by the "Camera del Lavoro" and two by the association of employers. The Commission authorised (to decide the case) shall be that having jurisdiction in the place in which the employee works.

The Prefect, in agreement with the President of the Provincial Commission, may appoint under similar provisions one or more sections of said commission.

If an appeal has been lodged as above, the dismissal of the director shall be suspended until the final decision of the provincial commission.

The decision of the commission shall be communicated to the employer.

18 If an appeal mentioned in the second para of Art 17 has not been lodged, an employer shall, as soon as the time limit mentioned in the said article has expired, dismiss an employee as to whom an order for the dissolution of an agreement has been made, otherwise (the employee shall be dismissed) as soon as the notice referred to in the last para of the said article has been received or (alternatively) as soon as the provisions mentioned in paras 1, 2, 3 of art 16 have become final.

Any employer who violates the provisions of the preceding article shall be punishable by imprisonment up to a maximum of six months and a fine up to a maximum of 100,000 lire.

Declassified E.O. 12065 Section 1-402/NNDC NO. 165020

19. An employee discharged in consequence of dissolution of his agreements under art 16 of the present decree, shall be entitled to receive the compensation referred to in the third and fourth paras of art 10 of the RDL 1825 of 15 Nov 1924, converted into law No 562 of 18 March 1926 and any other compensation provided for by his contract of employment.

In the case of an agreement for a limited period, the (compensation) payable shall be whichever is the smaller of the total amount of compensation to the expiry of the contract or the total amount of indemnity for an unlimited period.

Dismissed employees within the provisions of clauses 1 and 2 of art 16 shall not be paid compensation for discharge and damages which may have been provided for in any contract for an unlimited period. In such case the compensation and damages shall be transferred to the Provident Fund of the Company or, failing that, to the National Institute of Social Insurance.

The contributions to the Provident Fund paid by a dismissed employee who is within the provisions of the above paragraph shall be re-funded to him.

Sums due to a dismissed employee under any obligatory insurance scheme shall be paid to him.

20. The present decree shall come into force the day after its publication in the Official Gazette of the Kingdom.

Declassified E.O. 12065 Section 3-402/NNDG NO. T65020

Declassified E.O. 12065 Section 3-402/NNDG NO. 125020

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be paid to him.

20 The present decree shall come into force the day after its publication in the Official Gazette of the Kingdom.

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

Navy

ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

Ref DI/5.24/CA

2 Oct 45

SUBJECT : Declassification - DI 571.

TO : See Distribution

PF-1

Herewith copy of DI 571 as to the position of officials appointed or elected by AMG.

BY ORDER OF THE CHIEF COMMISSIONER:

H. Stutz Hic

H. C.A.F., Brig.,
VP CA Section.

DISTRIBUTION :

HQ: Liguria, Lombardia, Piemonte, Venezie Regions
Scale of Distribution: HQ (4); ENQ (2)

Civil Affairs Section
Records Section
Scale of Distribution : Sec (4); S/C (2)

9300

DL 571 OF 31 AUGUST 1945

re to Officials Appointed or Removed by AMG

The Italian version of this decree is the only authoritative text. This version is not a literal translation; its object is to inform officers conveniently of the provisions contained in the Decree.

Officers are referred to the Italian text for all points of detail or matters of procedure or dispute.

Words in brackets are explanatory and not in the original text.

1 For the purposes of Italian law, appointments to public offices made by the Allied Military Government in the territory under its jurisdiction are temporary.

2 Any person who, upon the restoration of territory to Italian Administration holds a public office to which he was appointed by AMG, shall continue to hold the said office until such time as he is relieved therefrom by the appropriate Italian authority or until he is appointed to the permanent staff.

For purposes of remuneration, temporary employees shall be paid as if they were permanent employees of the State Grade which (normally) perform the same duties. This equal standard shall be published by decree of the appropriate Ministry in conjunction with the Ministry of the Treasury.

Temporary employees other than those employed by the State shall be paid the salaries established by present laws or by regulations which are applicable to the positions the duties of which they perform.

3 An employee of the State or of any body to which art 11 of DLL 159 of 27 July 1944 relates, who has been removed or dismissed from office by AMG for reasons of epuration, shall be deemed to be suspended from office under art 22, para 3 of DLL 159 of 27 Jul 44.

Such suspension shall take effect from the date of such removal or dismissal.

Any charge of fascism must be heard, for the purpose of epuration, within three months from the restoration to Italian Administration of the territory in which the removal or dismissal occurred or, if the territory has already been restored, from the date that this Decree came into force.

This (time limit) does not apply to any other sanction to be enforced against the said employee as a result of penal proceedings taken against them.

4 The provision of the present decree shall apply also to acts of AMG in the territory which was restored to the Italian Administration before this decree came into force.

This decree comes into force on the day following its publication. 9299

Declassified E.O. 12065 Section 3-402/NNDC NO. 165020

1 For the purposes of Italian law, appointments to public offices made by the Allied Military Government in the territory under its jurisdiction are temporary.

2 Any person who, upon the restoration of territory to Italian Administration holds a public office to which he was appointed by AMG, shall continue to hold the said office until such time as he is relieved therefrom by the appropriate Italian authority or until he is appointed to the permanent staff.

For purposes of remuneration, temporary employees shall be paid as if they were permanent employees of the State Grade which (normally) perform the same duties. This equal standard shall be published by decree of the appropriate Ministry in conjunction with the Ministry of the Treasury.

Temporary employees other than those employed by the State shall be paid the salaries established by present laws or by regulations which are applicable to the positions the duties of which they perform.

3 An employee of the State or of any body to which art 11 of DLL 159 of 27 July 1944 relates, who has been removed or dismissed from office by AMG for reasons of epuration, shall be deemed to be suspended from office under art 22, para 3 of DLL 159 of 27 Jul 44.

Such suspension shall take effect from the date of such removal or dismissal.

Any charge of fascism must be heard, for the purpose of epuration, within three months from the restoration to Italian Administration of the territory in which the removal or dismissal occurred or, if the territory has already been restored, from the date that this decree came into force.

This (time limit) does not apply to any other sanction to be enforced against the said employee as a result of penal proceedings taken against them.

4 The provision of the present decree shall apply also to acts of AMG in the territory which was restored to the Italian Administration before this decree came into force.

5 This decree comes into force on the day following its publication in 9299 the Official Gazette.

Declassified E.O. 12065 Section 3-402/NWNG No. 15020

Declassified E.O. 12065 Section 3-402/NNDC NO. 125020

HEADQUARTERS ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/3673
26 September 1945

From: Navy Sub-Commission, Hq. Allied Commission.
To: Ministry of Marine, Rome.

Subject: Epuration Returns.

1. The entry in colum (d) of the Return for the 15th June shows that the epuration proceedings which had been initiated at that date by the Comission dealing with the military personnel of the Ministry of Marine were 144. Three months later, 15th September, the Return showed that the epuration proceedings which had been concluded by the same Comission(colum e) were only 126.

2. As the law allows only three months for the hearing of these cases, it is requested that the attention of the Comission may be drawn to this discrepancy and that an explanation may be forwarded.

3. It is further pointed out that all unheard cases now shown in colum (d) of the Return of the 15th September should appear as concluded in colum (e) of the Return of the 15th December.

S. N. Edelsten
REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

1 OCT 1945

PF-1
9298

(3)

H[illegible] ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

DF/6.B/CA 25 Aug 45

SUBJECT : Epuration Returns

TO : See Distribution

1 Since 10 May most of Toscana and the whole of Emilia has been added to the territory under Italian Administration. This should be reflected in col b of the return. Only two sub-commissions show any appreciable increase one substantial the other moderate. All Sub-Commissions receiving returns in which col b has not appreciably increased will check with the reporting body that this is correct.

NA

2 The rate at which proceedings are being heard is slightly improved but is still too slow. Sub-Commissions must bear in mind that all unheard cases now in col d MUST be concluded before 15 Nov. Sub-Commissions by checking the rate at which cases have been heard over the last four weeks can see that (in most cases) the cases will not be concluded in time unless the rate is improved and in some cases very considerably improved.

3 All Sub-Commissions will compare col d of the return of 15 May with col e of the return of 15 Aug.

The law allows 3 months for hearing. In all cases the number of proceedings concluded is smaller than the number of cases initiated on 15 May. ALL Sub-Commissions will ask for an explanation of the difference and forward same to this Section.

333-321

4 Appeals have at last started to move substantially. The number of appeals heard has now reached the number of appeals lodged on 15 Jan. Sub-Commissions whose appeals 'heard' are lower than the number lodged on that date hearings may be said to be in arrear. The time for a case to be reached is at present 7 months. The AHC has intimated that the number of courts is to be increased.

5 ; 13

S.H. WHITE Lt Col,
for VP CA Section.

DISTRIBUTION:-

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PRB
Pol Adv (2)

9297

Declassified E.O. 12065 Section 3-402/NNDC No. 165020

increased will check with the reporting body

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The law allows 3 months for hearing. In all cases the number of proceedings concluded is smaller than the number of cases initiated on 15 May. ALL Sub-Commissions will ask for an explanation of the difference and forward same to this Section.

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DISTRIBUTION:-

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		Pol Adv (2)

9297

TO ; Navy S/C

It is regretted that you were not included in the original distribution.

Will you please take the appropriate action.

S.H. WHITE Lt Col,
for VP CA Sec.

24 SEP 13-5

2625

Declassified E.O. 12065 Section 3-402/NNDC NO. 76502

NAVY SAC 26

1/25

OUTGOING MESSAGE

FROM: MMIA

DATE TIME

2-1715

TO : AFHQ FOR GHQ CMF
MIN OF WAR
NAVY SUB COMMISSION AC
54 AREA for MMIA LO

INFO: MMIA LO MILAN
MMIA LO GENOA
PENBASE FOR MMIA LO
FLORENCE CITY COMMAND FOR MMIA LO
217 AREA FOR MMIA LO
60 SUB AREA FOR 68 ARTY REGT FOR BYATT
DISTWO
DISTHREE
PENBASE
AC FOR EXEC COMM.

REF : SD 3029

UNCLASSIFIED

REF YOUR C31138 OF 24 OCT (.)ONE (.)502 GD BN LESS ONE COY WILL BE MOVED BY RAIL OR RD UNDER LOCAL ARRANGEMENTS MMIA LO BARI FROM TARANTO TO TRANI SOONEST (.) ON ARRIVAL DESTINATION SAN MARCO REGT WILL PASS TO COMD ITALIAN MINISTRY OF MARINE (.) TWO (.) ON RELEASE 510 GD BN SHOULD PASS TO MIN OF WAR IN PRESENT LOCN FOR NO 9 IS REGT (.) THREE (.) DESTINATION FOR 514 GD BN EARMARKED FOR 4 IS REGT IS VERONA (.) FOUR (.) REQUEST BALANCE 518 GD BN PASS TO COMMAND MIN OF WAR SOONEST FOR AMALGAMATION WITH 2 M P BN US-ITI UNIT BEING RELEASED BY COMPANIES BY P B S (.) COMPANIES 2 M P BN WILL BE MOVED INDIVIDUALLY ON RELEASE BY MMIA LO LEGHORN TO GENOA FIRST COMPANY EXPECTED TO MOVE WEEK 29 OCT - 4 NOV (.) FIVE (.) ACCN EXISTS FOR 520 GD BN AT MANTOVA AND FOR 515 GD BN AT ALESSANDRIA (.) REQUEST MOVEMENT SOONEST BME TO COME U/C OF MIN OF WAR ON ARRIVAL (.) / SIX (.) PLEASE CONFIRM DATE OF RELEASE 507 GD BN WHICH IS EARMARKED FOR 6 IS REGT IN PRESENT LOCATION ANCONA (.) SEVEN (.) PLEAS

9295

MOVE COMPANY 522 GD BN FROM FLORENCE TO FERRARA COY TO COME UNDER COMD

Declassified E.O. 12065 Section 3-402/NNDC No. T-2502

PENBASE
AC FOR EXEC COMM.

REF : SD 3029

UNCLASSIFIED

REF YOUR C31138 OF 24 OCT (.) ONE (.) 501 GD BN LESS ONE COY WILL BE MOVED BY RAIL OR RD UNDER LOCAL ARRANGEMENTS MMIA LO BARI FROM TARANTO TO TRANI SOONEST (.) ON ARRIVAL DESTINATION SAN MARCO REGT WILL PASS TO COMD ITALIAN MINISTRY OF MARINE (.) TWO (.) ON RELEASE 510 GD BN SHOULD PASS TO MIN OF WAR IN PRESENT LOCN FOR NO 9 IS REGT (.) THREE (.) DESTINATION FOR 514 GD BN EARMARKED FOR 4 IS REGT IS VERONA (.) FOUR (.) REQUEST BALANCE 518 GD BN PASS TO COMMAND MIN OF WAR SOONEST FOR AMALGAMATION WITH 2 M P BN US-ITT UNIT BEING RELEASED BY COMPANIES BY P B S (.) COMPANIES 2 M P BN WILL BE MOVED INDIVIDUALLY ON RELEASE BY MMIA LO LEGHORN TO GENOA FIRST COMPANY EXPECTED TO MOVE WEEK 29 OCT - 4 NOV (.) FIVE (.) ACCN EXISTS FOR 520 GD BN AT MANTOVA AND FOR 515 GD BN AT ALESSANDRIA (.) REQUEST MOVEMENT SOONEST BNS TO COME U/C OF MIN OF WAR ON ARRIVAL (.) / PLEASE CONFIRM DATE OF RELEASE 507 GD BN WHICH IS EARMARKED FOR 6 IS REGT IN PRESENT LOCATION ANCONA (.) SEVEN (.) PLEASE MOVE COMPANY 522 GD BN FROM FLORENCE TO FERRARA COY TO COME UNDER COMD MIN OF WAR ON ARRIVAL

SIX (.)

9295

IMMEDIATE TO MIN OF WAR, LO 54
PRECEDENCE ROUTINE - REMAINDER AMMA

AUTHENTICATED

Internal: "A" (four): "Q" (four): SIA (Two) Mov (two). File: SD/13/1: SD/56/1

Info: Min of War (3)

(2)

251735

FG-1

Declassified E.O. 12065 Section 3-402/NNNG NO. 165020

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

AFHQ FOR GEN C M F (R) DISTRIBEE AC FOR NAVY SC, MMLA
DISTRIBS FOR MMLA,54 AREA FOR MMLA LO. 191645A. OCT.

UNCLASSIFIED. REF SD5022.

REF YOUR FX 48544 OF 13 PARA TWO. TRANSFER TO MGN CF WAR OF FOURTH COMPANY 501 GD BN FOR EARL IE REGT NO 9 IS AWAITED. COMPANY IS REQUIRED TO REJOIN PARENT BN SOONEST.
AFHQ SIGNAL C20872 OF 19TH SENT REFERS.

=191645A. OCTOBER.

DIST. 24. N.S.C. 4. LCC.

R/L. HAND. TORP/20. C.J. 20/10/45.

9294

Declassified E.O. 12065 Section 3-402/NNDC NO. T25020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/3774
16 October 1945.

U R G E N T

From: Navy Sub-Commission, Hq. Allied Commission.
To : Ministry of Marine, Rome.

Subject: San Marco Infantry Regiment, Transfer of Command of.

1. The Military Mission to the Italian Army has issued a warning order to the authorities concerned that the San Marco Infantry Regiment located at Trani Vide will pass to the Command of the Italian Ministry of War from the General Officer Commanding Three District with effect from 18 October 1945 for further transfer to the Command of the Italian Ministry of Marine on 20 October 1945.

2. The above is forwarded for the information of the Ministry of Marine in order that appropriate action may be taken to arrange for the assumption of the Command of the San Marco Regiment on 20 October 1945.

(Sgd) G. L. WARREN
REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

16 OCT 1945 9293

PG-1

Declassified E.O. 12065 Section 3-402/NNDG NO. T85020

MINISTRY OF WAR (R) 54. AREA FOR MMIA LO
DIS THENS FOR MMIA LO 3 DISTRICT MMIA
ALCOM FOR NAVY SC

LEAP SD 5012 U/C

FORMAL ORDERS IN CONFIRMATION OF INSTRUCTIONS ISSUED IN MMIA SIGNAL SD 3007 DATED 12 OCT, NOW RECEIVED. AUTO SIGNAL HQ MMIA OF 13 OCT IS AUTHORITY.

=== 151700 OCT ...

ZEST. 0-5, 13-16, LCO. NSO Lo===

SAN MARCO POST TRANSFER [illegible]

H/M P/L TOR 1800 MAG 16 10

9292

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

RESTRICTED IMPORTANT

TO: MINISTRY OF WAR (R) 54 AREA FOR MMLA LO. DIS THREE FOR MMLA LO.
DISTHREE ALCM FOR NAVY S.C.

FROM. MMLA.
Ref. SD 3007.

WARNING ORDER. ONE. THE "S MARCO" LST NOW LOCATED AT TRANI VIDE MMLA
ORMAT NO 2/13 PAGE 27 WILL PASS TO YOUR COMMAND FROM COMMAND 5 DISTRICT
WEF 18 OCT FOR TRANSFER TO MINISTRY OF MARINE ON 20 OCT. AFHQ SIGNAL
FX47862 of 8 OCT REFERS.
TWO. YOU WILL ARRANGE FOR ALL BRITISH ARMS AND TPT IF ANY TO BE WITH-
DRAWN AS DIRECTED BY HQ 5 DISTRICT.
THREE. ITALIAN ARMY TPT WILL BE WITHDRAWN TO NO 9 REPAIRS UNIT BARI.
FOUR. FORMAL ORDERS IN CONFIRMATION ARE AWAITED BUT PENDING THEIR RE-
CEIPT YOU WILL TAKE ACTION AS ABOVE.

.... 1215 HRS ..OCT.

HAND P/L A.M./13th F.R. 13/10.
Dist. 0.2-5.13-17.16C.F.S.C. (4).

9291

ALLIED COMMISSION
LIAISON OFFICE
B A R I

REF : LB/21 10 October 1945

SUBJECT : Political activities of SAN MARCO Regiment of Marines

TO : HQ Allied Commission for Civil Affairs Section

1. The SAN MARCO Regiment of Marines is now stationed in the BARI Area and , apart from the CC.RR , is the only Italian military unit available for the preservation of law and order in the event of civil disturbances.

2. It is desired to point out that this Regiment is not an unbiassed instrument. It is strongly monarchist and anti-communist. Its members when off duty, have more than once disturbed the peace by assaulting Communists and raiding local Communist Headquarters. The attached translation of a report from the Commander of the Carabinieri at BARLETTA is a typical example of these activities.

3. There is no doubt that this Regiment is extremely efficient and will maintain order in this Area, but the principle of using a military unit tainted with politics for the purpose of preserving law and order is so contrary to Democratic ideas that the matter is brought to your notice.

HSH/cb

H.S.Hartley, Col.
Liaison Officer
AC BARI

9290

Declassified E.O. 12065 Section 3-402/NNDC No. 12520

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HSH/eb

H.S.Hartley, Col.
Liaison Officer
AC BARI

9290

COPY TO : Navy Sub Commission
with copy of translation
Land Forces Sub Commission
Public Safety Sub Commission
HQ. 52 Area
HQ. 54 Area

Declassified E.O. 12065 Section 3-402/NNDC NO. T-2520

Declassified E.O. 12065 Section 3-402/NNDC NO. T85020

HEADQUARTERS ALLIED COMMISSION

APO 394

Office of the Executive Commissioner

SECRET

Ref: 8252/SC

12th October, 1945

Subject: Italian Armed Forces.

To: Land Forces S/C
Navy S/C

The following extract from Minutes of SACMED's Conference held on 4 October 45 is forwarded for inclusion in your file:-

" MAJOR GENERAL LEMNITZER reported that arrangements were proceeding for the relief of the remaining seven Italian Guard Battalions and their subsequent handover to Italian government control. It was anticipated that most of these units would be handed over by mid-October. Italian units to relieve the San Marco Regiment were being prepared and in about two weeks time it should be possible to release this Regiment to the control of the Italian Naval authorities.

THE ACTING SUPREME ALLIED COMMANDER:

Took note of the above."

F. McCleery Lt Colonel

Chief Staff Officer
to the Executive Commissioner.

9289

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

TO: ALCOM, MMIA (R) DISTRIBEE.

FROM: AFHQ SIGNED SACMED
CITE FHQCT.

090915A.

CONFIDENTIAL.

REF. ALCOM 6668 OF 6 OCTOBER NOT TO MMIA.

1. THREE COMPANIES 501 GUARD BN TARANTO AVAILABLE RELEASE MMIA 16 OCTOBER FOR NR 9 IS BRIGADE BARI. ON ARRIVAL DESTINATION APPROVAL GRANTED RELEASE SAN MARCO REGIMENT DUE RETURN ITALIAN NAVAL COMMAND.

2. FOR MMIA. CONFIRM ACCOMMODATION AVAILABLE AND DATE OF ACCEPTANCE WHEN MOVE ORDER WILL BE ISSUED.

T.O.O.090915A OCT.

P/L HAND. TOR.1100/09.

DIST: O-5,13,17,24 MSC(4).

Dist:
Action - Exec. Comm. 2.
Info - Chief Commissioner
Navy S.C.
L. Forces.
CA Sect.
File 2 Float.

9287

LEGIONE TERRITORIALE DEI CARABINIERI REALI DI BARI
COMPAGNIA DI BARLETTA

Ref.No.: 156/49 Barletta, 8 October 1945

SUBJECT: Phonogram

To the Military Territorial Command of BARI
To the Command of the Legion of the CC.RR. BARI
To the R.Prefettura of BARI
To the R.Questura of BARI
To the Command of the Group of the CC.RR. of BARI OUTER
To the Allied Commission BARI

At about 1800 hrs on 8 instant at Barletta (Bari), few marines of the SanMarco Battalion stationed in the a/m town, having noted on the outside of the Socialist Party Youth Hq a picture with the caricature of H.M. The King, asked the boy who was inside to take it off giving him ten minutes time. A little later, the a/m marines seeing that their request has not been complied with, destroyed the picture and devastated the premises and took with them a red flag abandoning it later in the street. After that they went to the contiguous Comunist Party Youth Hq. destroying the sign, the entrance and the windows. After the incident, representatives of the Communist and Socialist Parties threatened they will start a general strike as protest.
The Commander of the a/m battalion intervened and deplored the incident assuring necessary steps for the identification of the responsible.
The representatives of the a/m parties and those of the Chamber of Labour held a meeting later and decided to limit the protest by sending telegrams to the Ministry of War and to other political authorities.
The public order is again normal.

(sgd) Capt.Chiappero

Certified a true copy

The Captain Adj Major in 2
-Francesco Marasco-
/s/ ? ? ? ?

Declassified E.O. 12065 Section 3-402/NNDC No. 165020

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(sgd) Capt. Chiappero

Certified a true copy

The Captain Adj Major in 2
-Francesco Marasco-
/s/ ? ? ? ?

9286

Declassified E.O. 12065 Section 3-402/NNDC NO. 13020

Declassified E.O. 12065 Section 3-402/NNDG NO. 725020

(CX)

(CX)

GUARD PUBLICATIONS NAVY

FX 43404
SEPT 14/1745B

F/7697
SEP 15/0900A
ROUTINE

AFHQ SIGNED SACMED CITE FHGCT

ACTION ALCOM INFO DISTHREE, DISTWO

INFO

CONFIDENTIAL.

Your 5266 of 13 September to AFHQ only. Early release 1 of 2 remaining GD Bns to complete BARI is Bde being investigated. Agree release of SAN MARCO Regt when BARI Bde is 2 thirds complete.

HEADQUARTERS 17 SEP 1945 C

DIST

ACTION: EX COMMISSIONER (2)

INFO: CHIEF COMMISSIONER
FILE (2)
FLOAT
CA SEC
NAVY SC
L FORCES SC

CONFIDENTIAL

PF-1

9285

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

ALCOM (R) MMIA, NAVY SUB COMMISSION AC FROM: AFHQ SIGNED SACMED CITE FHGCT.

CONFIDENTIAL

YOUR 4834 OF 5 SEPTEMBER.
WE ARE IN SYMPATHY WITH URGENT DESIRE OF ITALIAN GOVERNMENT TO HAVE SAN MARCO REGIMENT RELEASED FROM MILITARY DUTIES BUT TIME TO PROVIDE REQUISITE GUARD BATTALIONS AND TO REORGANIZE AND PREPARE THEM AS A BRIGADE SUITABLE FOR INTERNAL SECURITY DUTY PRECLUDES THE IMMEDIATE RELEASE OF THE SUBJECT REGIMENT.

TOO 071911B SEPT.

DIST: 0-5,13,17,24,NSC(4).

HAND MESSAGE TOR.A.M.8TH.

9283

Declassified E.O. 12065 Section 3-402/NNDC NO. T25020

Confidential.

Office of Commander-in-Chief,
Mediterranean Station,
Allied Force Headquarters.
6th September, 1945.

Med.45/00100/51.
THE NAVY SUB-COMMISSION,
HEADQUARTERS ALLIED COMMISSION.

RELEASE OF SAN MARCO REGIMENT

NSC/3086 of 29th July, 1945, has been discussed with Allied Force Headquarters with reference to Land Forces Sub-Commission Allied Commission (M.M.I.A.) SD/43/2 of 30th July, 1945, and H.Q. AFCOM's message No.4452 (time of origin 301709 August, 1945).

2. The Military Authorities are not prepared to release the SAN MARCO Regiment at this juncture and state that it should be maintained at full strength, in its present status, and under its present control until a suitable relief formation is available.

3. A delay of at least two months is anticipated before the Regiment can be released to the Italian Naval authorities, but when this step is taken the Commander-in-Chief, Mediterranean, would have no objection to its being reduced to one battalion or even less.

4. With regard to paragraph 3 of M.M.I.A. SD/43/2 of 30th July, 1945, it is observed that the defence of port installations in times of unrest is a military rather than a naval commitment.

for ADMIRAL

9282

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

CONFIDENTIAL

OUTGOING MESSAGE

HEADQUARTERS ALLIED COMMISSION

TO: AFHQ

REF NO: AB34 DATE: 5 SEP 45 PRIORITY

CONFIDENTIAL PD

REFERENCE YOUR UNNUMBERED SIGNAL OF SEPTEMBER ZERO THREE ONE SEVEN ZERO

ONE BAKER CITE FHGCT PD REQUEST RECONSIDERATION OF MY FOUR FOUR FIVE TWO

OF THIRTY AUGUST FOR FOLLOWING REASONS PD

PAREN TO AFHQ FROM HQ ALCOM FROM ADMIRAL STONE PAREN

FIRST PD PRESUME YOUR DECISION MADE ON BASIS OF OVERALL PICTURE AND NOT

LOCAL NEEDS PD

SECOND PD I UNDERSTAND SUFFICIENT TROOPS WILL BE AVAILABLE IN BARI AREA

WHEN ADDITIONAL GUARD BATTALION IS RELEASED TO WAR MINISTRY PD

THIRD PD USE OF THE SAN MARCO NAVAL REGIMENT WAS ORIGINALLY TENDERED BY

BADOGLIO AND DE COURTEN FOR COMBAT AND DE COURTEN FEELS MOST STRONGLY THAT

THEY SHOULD NOT BE EMPLOYED AS SECURITY TROOPS WITH WHICH VIEW CMA KNOWING

THIS BACKGROUND CMA I AGREE

DISTRIBUTION:
Executive Comar
Land Forces S/C
Navy S/C
CA Section
CC Files

PF-1

Chief Commissioner

222 /s/ Ellery W. Stone

ELLERY W. STONE, Rear Admiral, USNR
Chief Commissioner

9281

CONFIDENTIAL

Declassified E.O. 12065 Section 3-402/NNDC NO. 185020

AFHQ

FROM ALCOM FROM ADMIRAL STONE.

SECRET IMPORTANT

REFERENCE YOUR WX 1721 DATED 7TH SEPTEMBER.

1.. I STRONGLY URGE (A) THAT ONE OF THE TWO REMAINING BB BATTALIONS REQUIRED TO COMPLETE BARI I.B.BRIGADE IS RELEASED AT A VERY EARLY DATE PARA 3 OF MELA SIGNAL SX2951 OF 12 SEPT.REFERS. (B) THAT YOU CONSIDER RELEASE OF SAN MARCO WHEN BARI I.B.BRIGADE IS TWO THIRDS COMPLETE.

2.. IN SUPPORT OF PARA.1 ABOVE PLEASE NOTE THAT EVEN WHEN RELEASE OF SAN MARCO IS AUTHORISED IT WILL TAKE TIME TO COMPLETE ARRANGEMENTS FOR MOVEMENT AND FOR DISEMBARKMENT AND THUS THE REGIMENT WILL BE PHYSICALLY PRESENT FOR A PERIOD IN BARI AREA AS A DETERRENT TO ANY SUBVERSIVE ACTIVITY.

COPY TO:LAND FORCES SC
NAVY SC
CA SEC.

NO TOO.

MESS: C-9,13,17,24,LHC(4).
HAND MESSAGE TOR 7.9.44.14TH.

PF-1

9280

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

AFHQ INFO CINCMED

4452 30 Aug 45 PRIORITY

CONFIDENTIAL PD

SUBJECT RELIEF OF SAN MARCO REGT PD

PAREN TO AFHQ FROM HQ ALCOM FROM ADMIRAL STONE CITE ACSCC PAREN

REGT NOW DUE TO BE CONCENTRATED BARI AREA BY TEN SEPTEMBER PD ITALIAN NAVAL MINISTER STRONGLY REQUESTS THIS REGT BE RETURNED TO ITALIAN NAVAL COMD FORTHWITH AND MOVED TO TARANTO FOR REDUCTION TO ONE BATTALION AND REEMPLOYMENT REMAINING PERSONNEL WITHIN NAVAL ESTABLISHMENT PD I SUPPORT HIS RECOMMENDATION PD NECESSARY THAT ADEQUATE ITALIAN TROOPS BE UNDER WAR MINISTRY CONTROL IN THAT AREA AT TIME OF RELIEF OF SAN MARCO PD AT PRESENT ONLY FIVE TWO FOUR GD BATTALION NOW AT BRINDISI UNDER WAR MINISTRY PD CONSIDER THAT ONE ADDITIONAL GD BATTALION NECESSARY PD ONE BATTALION OF THREE NOW UNDER COMD DISTHREE IN BARI AREA COULD BE RELEASED TO WAR MINISTRY FOR THIS PURPOSE PD REQUEST APPROVAL OF RELIEF CMA MOVEMENT AND REDUCTION OF SAN MARCO AND ASSIGNMENT OF ONE ADDITIONAL GD BATTALION WITH EFFECT ON OR BEFORE TEN SEPTEMBER PD AGREED LAND FORCES AND NAVY SUB COMS

DISTRIBUTION
Land Forces S/C
Navy S/C
CA Section
Exec Commr
Chief Commr

Chief Commissioner

222

pb-1

9279

ELLERY W. STONE
Rear Admiral, USNR
Chief Commissioner

1302

Declassified E.O. 12065 Section 3-402/NNDC NO. 125020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/3440
30 August 1945

From: Navy Sub-Commission, Hq. Allied Commission.
To: Ministry of Marine, Rome.

Subject: "SAN MARCO" Regiment.

1. The Ministry of Marine is informed that Allied Force Headquarters has been requested to authorize the transfer of the "SAN MARCO" Regiment to Taranto for reduction to one battalion and the re-employment of the remaining personnel within the Italian Navy Establishment as requested in Ministry of Marine letter SM/12371 of 20 June 1945.

2. It is requested that data be furnished the Navy Sub-Commission showing the composition and strength of the battalion which it is proposed to form from the "SAN MARCO" Regiment, together with any relevant data which may be pertinent.

(Sgd) H. L. WARREN
REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

CENTRAL NAVY SUB-COMMISSION FILE 1P

B
3

11 SEP 1945

PG-1

9278

T 3 0 3

Declassified E.O. 12065 Section 3-402/NNDC NO. T 85020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commision APO 394

FILE

NSC/3365
24 August 1945

From: Navy Sub-Commission, Hq. Allied Commission.
To: Ministry of Marine, Rome.

Subject: San Marco Regiment.

1. A copy of the Land Forces Sub-Commission, Allied Commission, letter of 22 August 1945 to the Italian Ministry of War, in connection with the San Marco Regiment, is forwarded herewith for information with particular reference to paragraph 7 thereof, which commends the excellent services rendered by that Regiment.

(Sgd) G. L. WARREN
REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

NAVY SUB-COMMISSION ALLIED COMMISSION
KP
FILE

B
3

PG-1

9277
27 AUG 1945

SUBJECT: SAN MARCO Regt

LAND FORCES SUB-COM, A.C.(MMIA)

SD/43/2

22 Aug 45.

TO : MINISTRY OF WAR

In reply to your 217782/11 / 222 S 1 dated 16 Aug 45.

1. I discussed this whole question some time ago personally with Admiral DE COURTEN at a private party and he then agreed that in due course SAN MARCO should revert to the Italian Navy. For reasons of prestige he was anxious that this reversion should not take place directly the Germans surrendered. Accordingly I postponed the GARIBALDI/SAN MARCO exchange till now.

2. I have kept Naval Sub-Commission A.C. fully in touch with all developments and consulted them before originating this exchange - to which they agreed.

3. It is obviously unsound for GARIBALDI to go as part of FOLGORE with Italian equipment while SAN MARCO would come to BARI as an independent regiment with British equipment, particularly in view of SAN MARCO's eventual reversion to the Italian Navy.

4. Accordingly, the orders for the GARIBALDI/SAN MARCO exchange were issued by AFHQ and cannot be departed from.

5. SAN MARCO is to replace GARIBALDI in the BARI area and will undertake all functions carried out by GARIBALDI hitherto under orders of BARI Territorial HQ as necessary.

6. (a) Until adequate military internal security troops can be made available at BARI (out of guard battalions etc) it will be necessary to retain SAN MARCO there as a military unit up to full W.E.

(b) The date on which the SAN MARCO can revert to the Italian Navy depends on decisions by AFHQ as regards the immediate future of the Italian Army, now under urgent discussion on a high level. I expect these shortly.

7. When this date can be fixed, I entirely agree that SAN MARCO, which has done such noble and valorous work in battle, should be disbanded after a solemn ceremony shewing Allied appreciation. 9275

8. Meanwhile, I hope you will [illegible]

Declassified E.O. 12065 Section 3-402/NNDC No. 125020

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4. Accordingly, the orders for the GARIBALDI/SAN MARCO exchange were issued by AFHQ and cannot be departed from.

5. SAN MARCO is to replace GARIBALDI in the BARI area and will undertake all functions carried out by GARIBALDI hitherto under orders of BARI Territorial HQ as necessary.

6. (a) Until adequate <u>military</u> internal security troops can be made available at BARI (out of guard battalions etc) it will be necessary to retain SAN MARCO there as a <u>military</u> unit up to full W.E.

(b) The date on which the SAN MARCO can revert to the Italian Navy depends on decisions by AFHQ as regards the immediate future of the Italian Army, now under urgent discussion on a high level. I expect these shortly.

7. When this date can be fixed, I entirely agree that SAN MARCO, which has done such noble and valorous work in battle, should be disbanded after a solemn ceremony shewing Allied appreciation. 9275

8. Meanwhile, I hope you will explain all the above to Admiral DE COURTON, who will, I am sure, realise that all action taken has been for the good of ITALY and in connection with the reorganisation of the Italian Army towards a peace time basis.

L. Browning

Major-General,
MMIA.

fd

Copy to : Naval Sub-Commission, Allied Commission.

(MMIA SD/43/2 dated 30 Jul and AFHQ AG.091.711/057 GCT-O dated 7 Aug refer)

Discussion at Chief Comm meeting 22 May also referred.

Declassified E.O. 12065 Section 3-402/NNDC No. 76020

T 3 0 6

Declassified E.O. 12065 Section 3-402/NNDG NO. T 85020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/3250
14 August 1945.

From: Navy Sub-Commission, Hq. Allied Commission.
To : Ministry of Marine, Rome.

FILE

Subject: "SAN MARCO" Regiment.

1. The Navy Sub-Commission wishes to inform the Ministry of Marine that the "SAN MARCO" Regiment is going to be replaced shortly by the "GARIBALDI" Regiment. The gradual change-over will be undertaken shortly and it is contemplated that the "SAN MARCO" Regiment will, in due course, come under the orders of the Ministry of Marine.

H. W. ZIROLI,
COMMODORE, U. S. NAVY,
FOR REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

7 x 10

B

NAVY SUB-COMMISSION
KP
FILE
ALLIED COMMISSION

PG-1

16 AUG 9274 1945

Declassified E.O. 12065 Section 3-402/NNDC NO. T 25020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/3234
13 August 1945

FILE

From: Navy Sub-Commission, Hq. Allied Commission.
To: Commander-in-Chief, Mediterranean.

Subject: "SAN MARCO" Regiment.

1. A copy of letter AG 091.711/057 OCT-O dated 7 August 1945 from Allied Force Headquarters to Chief Commissioner, Allied Commission, is forwarded with reference to Navy Sub-Commission letter NSC/3148 dated 4 August 1945.

H. St. J. BUTLER,
CAPTAIN, U. S. NAVY,
FOR REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC,
for CHIEF COMMISSIONER.

PG-1

ALLIED NAVY SUB-COMMISSION
FILE
COMMISSION

14 AUG 1945

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Navy S/C

891 -

ALLIED FORCE HEADQUARTERS
APO 512

AG 091.711/6W CCT-0

7 August 1945

SUBJECT: SAN MARCO Regiment

TO: Chief Commissioner
Allied Commission
APO 394
FOR: Land Forces Sub Commission (MMIA)

1. Reference is made to MMIA letter 32/43/2 of 30 July 1945.

2. Exchange of GARIBALDI and SAN MARCO Regiments is approved in principle and warning orders have been issued to effect the gradual handover. Cable, this headquarters, FX 82261, dated 4 August 1945, refers.

BY COMMAND OF FIELD MARSHAL ALEXANDER:

8 45

R. H. FRESE
Major AGD
Asst Adjutant Gen

R. H. FRESE
Major, AGD
Asst Adjutant General

Copy Furnished:
Navy Sub Commission AC

cc to Navy Sub Commission AC

9271

By Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

020 020

From: MINISTRY OF MARINE (Maristat)
To : N.S.C.
Date 6 August 1945
Ref.: SM/18469

Subject: S.Marco Regt.

Reference is made to your NSC/3440 dated 30th August last.

1. Your remarks concerning the approach to A.F.H.Q. made by the N.S.C. with regard to the plan to demobilise the S.Marco Regt. have been noted, and definite information upon the subject is awaited.

2. No precise figures have been established hitherto with respect to the strength of the Battalion which it is intended to retain. However, it may be stated now that the battalion will comprise 3 companies which will take the names of the present battalions, the total strength being between 600 and 700 ment (each company being of about 200 men).

The intention is to locate the three companies at Taranto, Brindisi and S.Rosa (La Storta - Roma) respectively for guard and representative duties and at the same time to maintain the traditions and the training of the unit in its special landing tasks.

for CHIEF OF STAFF

GGE/P.

9270

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Mod 39

Stato Maggiore della R. Marina

Rep. M.O.S. Uff. I.M.1

Roma, 6 Agosto 1945 19 A

TOP SECRET CODEISSION

INDIRIZZO TELEGRAFICO: MARISTAT - ROMA

Prot. N.° 1M/1846 Allegati

ARGOMENTO: Reggimento S.Marco.

URGENTE

Riferimento : foglio N50/3440 del 30 agosto u.s.

1. - Si è preso atto delle comunicazioni relative all'interessamento di codesto I.T.S.C. presso l'A.F.H.Q. circa il progetto di scioglimento del reggimento San Marco, e si rimane in attesa di una comunicazione definitiva a riguardo.

2. - Gli organici del battaglione che è intenzione di mantenere in servizio non sono ancora stabiliti in modo definitivo. Si può tuttavia comunicare sin d'ora che il battaglione sarà composto di 3 compagnie che assumeranno i nomi degli omonimi battaglioni e che la forza complessiva sarà compresa tra 600 e 700 uomini (ogni compagnia 200 uomini circa).

Sarebbe lodevole di disporre le tre compagnie rispettivamente nelle sedi di Taranto, Brindisi e Bari (Ia Sorveglianza) per servizi di guardia e di rappresentanza e nel contempo per mantenere la tradizione e l'addestramento del reparto ai compiti speciali inerenti alle operazioni di sbarco.

IL CAPO DI STATO MAGGIORE

ISTITUTO NAZIONALE DELLO STATO

Declassified E.O. 12065 Section 3-402/NNDC NO. T 25020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

SECRET

NSC/3148
4 August 1945.

FILE

From: Navy Sub-Commission, Hq. Allied Commission.
To : Commander-in-Chief, Mediterranean Station.

Subject: "San Marco" Regiment.

1. A copy of letter SD/43/2 dated 30th July 1945, from Land Forces Sub-Commission, Allied Commission to Allied Force Headquarters, is forwarded with reference to Navy Sub-Commission letter NSC/3086 dated 29th July 1945.

H. ST. J. BUTLER,
CAPTAIN, U. S. NAVY,
FOR REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.
for CHIEF COMMISSIONER.

B

PG-1

NAVY SUB-COMMISSION ALLIED COMMISSION KP FILE

6 AUG 1945 9268

Declassified E.O. 12065 Section 3-402/NNDC NO. 795020

SAN MARCO REGIMENT

1 August 1945.

The following is a short summary of the origin and activities of the "San Marco" Regiment(Naval Brigade) while attached to the 8th Army in the war just terminated.

The Regiment was formed during the first World War and was employed in the Venice area on operations of an amphibious nature. At the end of the war the Regiment was reduced to one battalion from which ratings were drawn for Italian Naval Shore Stations overseas. When the present duties of the Regiment as infantry comes to an end, the Ministry of Marine plans to reduce the Regiment to one battalion again.

Originally, in the war just terminated, the Regiment fought with the Italian Committee of Liberation attacking the German defense system in Abruzzo and followed up as far as the "Gothic Line". On 1 Oct. 1944 it became part of the "Folgore" Division.

Prior to March 1945 the Regiment was commanded by Captain TESI, Augusto, I.R.N., who was succeeded by Captain FOSCARI, Augusto, I.R.N.

The "San Marco" Regiment comprised three battalions as follows:

a) "Bafile" - Commanded by Lt. Cmdr. MANCA, Eugenio, I.R.N.
b) "Caorle" - " " Lt. FULVI, Luigi, I.R.N.
c) "Grado" - " " Lt. Cmdr. SENZE, Alessandro, I.R.N.

Its strength on moving into the line on 1 March 1945 was: 130 Officers and 2,748 Enlisted Men.

On 3 March 1945 the "San Marco" Regiment as part of the 13th British Army Corps relieved part of the 6th British Armoured Division and took on a defensive role, carrying out reconnaisance and patrol activities. During this period two ratings earned the Bronze Medal for military valor in the field. During the Allied offensive in April 1945 the Regiment was redeployed to the left flank of the "Nembo" division where it relieved three battalions. On 12 April, the "Bafile" Battalion made an attack on Monte dei Mercati, meeting tenacious opposition from the German 1st Parachute Division,which held dominating positions. It appeared from captured prisoners' accounts that a whole company of the enemy had been annihilated in the action. The co-operation between the various sections was exemplified here when the "Grado" battalion attacked the enemy from the rear thereby relieving the pressure on the "Bafile" battalion which was making a frontal attack.

As the Allied offensive progressed during April and up to the termination of hostilities, numerous tasks(offensive, defensive and co-operative attacks) were allotted to the "San Marco" Regiment. All tasks were carried out admirably. As an example of this the following signal, which was sent to the Regiment from the 10th Corps on 17 April 1945, can be cited:

"The Commander of the Corps congratulates the "Bafile" battalion on its brilliant and victorious bayonet attack in area 075317 on 15 April."

9267

Declassified E.O. 12065 Section 3-402/NNDC NO. T85020

Also, General MORIGI, Georgio, C.O.C. "Folgore" Division, received a letter from the B.L.U.(British Liaison Unit) expressing regret at the termination of their activities together and thanking him for the courtesy with which the B.L.U. was treated. In speaking of the Division's successes he stated:

"I am sure that you will agree that the entire "San Marco" Regiment has always carried out its allotted tasks splendidly."

SECRET

Subject:- SAN MARCO Regt. FOLGORE Combat Group

Land Forces Sub Commission A.C.,
(M.M.I.A.)
R O M E
SD/43/2

30 July, 1945

To : A.F.H.Q.

1. As you know, the SAN MARCO Regt. is composed of marines but is embodied under military authority in the FOLGORE Group. This worked satisfactorily during the war but it is obviously unsuitable to have a Marine Regt. mixed up with soldiers in peace time.

2. We have a spare combat regt. in the GARIBALDI Regt. now at BARI. I consider that GARIBALDI should take the place of SAN MARCO in FOLGORE Group as soon as possible.

3. Apart from the obvious advantage of this, it would pave the way for the eventual return of SAN MARCO to the Navy. In due course presumably SAN MARCO may be converted into Naval Port Security Troops and then come under orders of the Navy. In the BARI area it would be conveniently situated for dispersal as Port Security Troops to a number of the main ports in ITALY.

4. Moreover unfortunately owing to the non-co-ordination by the Navy Minister and the Minister of War, the class 1915 to 1919 in SAN MARCO have already been demobilized whereas as regards the army troops of FOLGORE Group only the 1914 class has so far been demobilized. This may give rise to unrest and discontent within the Group, the other regiment of which is the high-spirited NEMBO Regt. Seperation of SAN MARCO from the FOLGORE Group would allay any possible un-rest. A further point is that GARIBALDI Regiment is largely composed of northerners and it would undoubtedly increase their morale if they were moved North.

5. I recommend that the GARIBALDI Regt. be made up to the scale of Br Tpt, guns and equipment as at present held by SAN MARCO, the Italian arms and equipment now held by GARIBALDI being withdrawn and given to the SAN MARCO. As both fmns are on identical WEs there should be no difficulty.

6. May I have an early reply please.

9265

Declassified E.O. 12065 Section 3-402/NNDC No. 165020

1. As you know, the SAN MARCO Regt. is composed of marines but is embodied under military authority in the FOLGORE Group. This worked satisfactorily during the war but it is obviously unsuitable to have a Marine Regt. mixed up with soldiers in peace time.

2. We have a spare combat regt. in the GARIBALDI Regt. now at BARI. I consider that GARIBALDI should take the place of SAN MARCO in FOLGORE Group as soon as possible.

3. Apart from the obvious advantage of this, it would pave the way for the eventual return of SAN MARCO to the Navy. In due course presumably SAN MARCO may be converted into Naval Port Security Troops and then come under orders of the Navy. In the BARI area it would be conveniently situated for dispersal as Port Security Troops to a number of the main ports in ITALY.

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5. I recommend that the GARIBALDI Regt. be made up to the scale of Br Tpt, guns and equipment as at present held by SAN MARCO, the Italian arms and equipment now held by GARIBALDI being withdrawn and given to the SAN MARCO. As both fmns are on identical WEs there should be no difficulty.

6. May I have an early reply please.

9265

R. Browning

Major General
M.M.I.A.

Copy to : Navy Sub Commission, A.C.

Declassified E.O. 12065 Section 3-402/NNDC No. 12502

Declassified E.O. 12065 Section 3-402/NNDC NO. F 25020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

C O N F I D E N T I A L

NSC/3086
29 July 1945.

FILE

From: Navy Sub-Commission, Hq. Allied Commission.
To : Commander-in-Chief, Mediterranean Station.

Subject: San Marco Regiment.

1. A short account of the activities of the "SAN MARCO" Regiment (Naval Brigade), while attached to the 8th Army in Italy, is enclosed.

2. The Regiment was formed during the Great War and was employed in the Venice area on operations of an amphibious nature. At the end of the war the Regiment was reduced to one battalion and from which ratings were drawn for Italian Naval Shore Stations overseas.

3. When the Regiment's present duty as infantry comes to an end, the Ministry of Marine propose to reduce to one battalion and your approval is requested.

(Sgd) G. L. WARREN
REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.
for CHIEF COMMISSIONER.

B

NAVY SUB-COMMISSION ALLIED COMMISSION FILE
9264
31 JUL 1945

Declassified E.O. 12065 Section 3-402/NNDC NO. 725020

HEADQUARTERS, ALLIED COMMISSION
APO 394
Navy Sub-Commission

NSC/3044

24 July 1945.

From: Navy Sub-Commission, Hq, AC.
To : Public Safety Sub-Commission, Hq, AC.

Subject: Complementi Company, San Marco Regiment P.M. 92, Discipline of.

Reference (a): Navy Sub-Commission letter NSC/2388 of 10 May 1945.

Enclosure (A): Copy of ltr. Ministry of Marine SM/13349 of 5 July 1945.

Enclosure (A) is forwarded herewith for information in connection with reference (a) relative to the discipline of subject company.

H. ST. J. BUTLER,
CAPTAIN, U. S. NAVY,
FOR REAR ADMIRAL,
CHIEF, NAVY SUBCOMMISSION, AC.

FILE

B

P G-1

NAVY SUB-COMMISSION - HQ. SUBCOMMISSION - ALLIED
K8
FILE

24 JUL 1945
9262

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

From: MINISTRY OF MARINE (Maristat)
To : N.S.C. - Rome
Date: 5 July '45
Ref.: SM/13349

Subject: S.Marco Regiment Discipline - Incident which took place on 1st May near Bernini Cinema.

In reply to your NSC/2388 of 10th May last.

1. The two Sailors belonging to S.Marco Regiment, responsible for the incident near Bernini Cinema, although belonging to the Italian Navy are temporarily incorporated in the Training Centre of the Italian Forces coming under "PICENO" Division of the Italian Army.

2. According to the information supplied by this Command to which the Chief of Staff applied for, the following resulted :-

Sottocapo Mario LODI and Sailor Luigi DARI left Bernini Theatre in a drunken condition, whereupon they came into an argument with another N.C.O. of the CC.RR.. DARI then threw a hand grenade, which he was carrying upon his person, at this N.C.O.

Petty Officer LODI intervened at once to avoid any accident which might occur whereupon the hand grenade exploded, causing many casualties.

3. DARI was, later, denounced by the War Military Tribunal in Rome on the 13 May.

Steps have been taken ~~to~~ in order to avoid the illegal carrying of arms and the repetition of incidents as the one in question.

for CHIEF OF STAFF

9261

DG/P.

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Mod. 39

Stato Maggiore della R. Marina

Roma 5 LUG 1945 *19* *A*

Rep M.D.S. *Uff* P.O.M.2

INDIRIZZO TELEGRAFICO: MARISTAT - ROMA

Prot. N.° SM/13349 *Allegati*

Al CHIEF NAVY SUB COMMISSION A.C.
ROMA

ARGOMENTO: Disciplina Compagnie Complementi Reggimento San Marco.
Incidente del 1° maggio presso il Cinema Bernini.-

Risposta al foglio NSC/2388 del 10 maggio u.s.

1.- I due militari della Compagnia Complementi del Reggimento San Marco responsabili dell'incidente verificatosi la sera del 1° maggio presso il Cinema Bernini, pur appartenendo alla R.Marina, sono temporaneamente inquadrati dal Centro Addestramento Complementi per forze italiane da combattimento dipendente dal Comando della Divisione "PICENO" del R.Esercito.-

2.- In base alle notizie fornite da detto Comando, al quale questo Stato Maggiore si è rivolto, risulta quanto segue:
Il Sottocapo Mario LODI ed il Marinaio autista Luigi DARI usciti dal "BERNINI" ed essendo brilli vennero a lite con un Sottufficiale dei CC.RR. contro il quale il DARI brandì una bomba che abusivamente portava. Il Sottocapo LODI intervenne prontamente per evitarne il lancio, ma non riuscì ad impedire che la bomba cadesse esplodendo e provocando i ferimenti lamentati.

3.- Il DARI, è stato quindi, a cura dell'autorità competente del R.Esercito, denunciato al Tribunale Militare di Guerra di Roma in data 18 maggio u.s.

Provvedimenti sono stati inoltre adottati per intensificare la sorveglianza onde impedire il porto abusivo di armi ed il ripeterai di incidenti incresciosi come quello in questione.- 9260

IL CAPO DI STATO MAGGIORE

l'Ammiraglio

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

CONFIDENTIAL

SUBJECT: Activities of the "San Marco" Regt.

LAND FORCES SUB COM, A.C. (MMIA)
INT/102
29 June 45

TO : NAVY SUB COMMISSION, A.C.

1. Ref your verbal request for a brief summary of the activities of the "San Marco" Regt, herewith report as forwarded to MMIA from the Ministry of War.

T. K. Selby
Major General
MMIA.

jw

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

SUBJECT: Reports

LAND FORCES SUB COM. AC (MMIA)

IMT/102

22 June 45

TO : MINISTRY OF WAR

1. Will you please forward a short report on the activities of the "San Marco" Marine Regt. covering the period from the time it was incorporated into the "Folgore" Combat Gp up to the end of hostilities.

Special reference should be made to operations and the report should include short accounts of Coy or Bn actions and cases of individual bravery.

2. The above report requested by Navy Sub-Commission, A.C., should be submitted as soon as possible.

cgl.

V. K. Bellon
Major-General
for MMIA

Copy to: Navy Sub-Commission, A.C.

9257

Declassified E.O. 12065 Section 3-402/NNDC NO. T 25020

Resume' of the Activities of the "S.Marco" Regt.
("Folgore" division) from 1st Oct.'44.

1. Subsequent to its operations with the C.I.L. (Italian Committee of Liberation) in which it attacked the German defence system in Abruzzo and followed up as far as the "Gothic" line, the S.Marco Regt. became part of the "Folgore" Division on 1st October 1944.

2. Until March 1945 the Regt. was commanded by Captain TESI Augusto of the Italian Royal Navy, and he was succeeded by Captain FOSCARI Augusto, I.R.N.

The Regiment comprised three battalions as follows :-

a) "Bafile" - Commanded by Lt.Cdr. MANCA, Eugenio I.R.N.
b) "Caorle" - " " " Lieut. FULVI, Luigi I.R.N.
c) "Grado" - " " " Lt.Cdr. SENZE, Alessandro I.R.N.

Its strength on moving into the line (1st March 1945) was :-

130 Officers - 2748 Ratings.

3. On 3 March 1945 the "S.Marco" Regt. (as part of the 13th British Army Corps) relieved part of the 6th British Armoured Div. in a defensive role in the Val Senio. Prior to the Allied offensive in April '45 reconnaissance and patrol activities were carried out - Paragraph 7 below indicates matters of interest concerning these operations.

4. During the Allied Offensive in April '45 the "San Marco" Regt. was relieved by "Lovats" battalion in positions facing the Vena del Gesso and redeployed on the left flank of the "Nembo" division where it relieved three battalions in the area between the Val Sillaro and the Monte del Nervo. On 12th April the "Bafile" battalion made an attack with the Monte dei Mercati as its objective. Tenacious opposition was encountered from elements of the German 1st Parachute Division which held dominating positions on the C.Monte Merlo and C.Ortica. From prisoners' accounts it appears that a whole company of the enemy were annihilated in this action.

Declassified E.O. 12065 Section 3-402/NNDC NO. T25020

The "Grado" battalion advanced towards Pieve di S. Andrea and reached the Val Sellustra which remained firmly held by the enemy who had withdrawn, however, from the Val Santerno.

Ordered to advance on Monte dei Mercati and Il Castello, and Motaccio respectively the "Bafile" and "Grado" battalions found their advance arrested after taking Monte dei Mercati and before reaching Ronco.

Subsequently the "San Marco" Regt., together with the "Caorle", relieved the 11/3 "Gurka" in positions on the right of Sillaro - with orders to attack M. il Castello and Pieve S. Andrea. Despite fierce resistance a vigorous patrol action by the "Grado" battalion reached C.Granarolo, but later withdrew in the face of renewed enemy attacks.

On 15th April '45 various elements of the "S.Marco" Regt. occupied M.Catone, Dozza and C.Cavalpridio, the fight for the latter being particularly hard. In view of the difficulty with which the "Bafile" battalion was advancing an outflanking movement was made by the "Grado" battalion which attacked M. Re from the rear, leading to the capture of both M. Re and M. Bello. Outstanding in these actions were the tenacity of the "S.Marco" Regt. (and in particular of the "Bafile" battalion) and the co-operation between the various sections.

5. After this the enemy withdrew from the Castellano-Vedrano area, and in a few days the "S.Marco" Regt., having sent out patrols which inflicted casualties on the enemy rearguards, occupied Poggio Rebano and M.Castellazzo, and then received orders to proceed to Faenza where it remained until the cease fire.

Losses totalled 44 dead, 121 wounded and 7 missing.

6. Subsequent to the end of hostilities the Regt. garrisoned firstly the Emilia area, and later the Upper Adige Area.

Declassified E.O. 12065 Section 3-402/NNDC NO. 725020

7. In the operations mentioned in paragraph 3 (above) two ratings earned the Bronze Medal for Military Valour in the field. In the same period there occurred one especially outstanding encounter between an Italian patrol of seven men and two enemy patrols about 30 to 50 strong. Despite the heavy odds and an initial mishap which placed one Bren gun out of action, the Italian patrol fought with great bravery and extricated itself without loss, although five of the seven were wounded, and some of them more than once.

8. The following signal was received from the 10th Corps on 17th April '45 :

" THE COMMANDER OF THE CORPS CONGRATULATES THE "DAFILE" BATTALION ON ITS BRILLIANT AND VICTORIOUS BAYONET ATTACK IN AREA 075317 ON 15 APRIL."

Furthermore, General MORIGI Giorgio, C.O.C. "Folgore" Division, received a letter from the B.L.U. (British Liaison Unit) expressing regret at the termination of their activities together and thanking him for the courtesy with which the B.L.U. was treated. In speaking of the Division's successes, he states :

" I am sure that you will agree that the entire "S.Marco" Regt. has always carried out its allotted tasks splendidly."

AGE/P.

RELAZIONE SULL'ATTIVITA' DEL REGGIMENTO MARINA "S.MARCO"

(Gruppo di combattimento "Folgore") DAL 1° OTTOBRE 1944

^^^^^^

A) - Attività del reggimento fino alla sua entrata in linea (1° ottobre 1944 - 28 febbraio 1945).

B) - Attività operativa del reggimento (1° marzo 1945 - 9 maggio 1945).

C) - Attività del reggimento dopo la fine delle ostilità (dal 10 maggio in poi).

9252

Declassified E.O. 12065 Section 3-402/NNDC NO. 165020

RELAZIONE SULL'ATTIVITA' DEL REGGIMENTO MARINA "S.MARCO"

(Gruppo di combattimento "Folgore") DAL 1° OTTOBRE 1944

^^^^^^

A) - Attività del reggimento fino alla sua entrata in linea (1° ottobre 1944 - 28 febbraio 1945).

B) - Attività operative del reggimento (1° marzo 1945 - 9 maggio 1945).

C) - Attività del reggimento dopo la fine delle ostilità (dal 10 maggio in poi).

9252

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- Schizzi : n° 2
- Allegati : n° 5

STATO MAGGIORE R. ESERCITO
UFFICIO OPERAZIONI ADDESTRAMENTO

Declassified E.O. 12065 Section 3-402/NNDC NO. 18502

A) - ATTIVITA' ADDESTRATIVA DEL REGGIMENTO FINO ALLA SUA ENTRATA IN LINEA (1° ottobre 1944 - 28 febbraio 1945).

I. - GENERALITA'.

Il reggimento marina "S.Marco" proveniente dal C.I.L., col quale aveva preso parte alle operazioni contro l'organizzazione difensiva tedesca in Abruzzo ed al successivo inseguimento fino alla linea "Gotica", entrò a far parte del Gruppo di Combattimento "Folgore" il 1° ottobre 1944 nella zona di Amorosi (prov. di Benevento).

Il reggimento iniziava subito la sua ricostituzione, equipaggiamento, armamento, ecc. e quindi la sua attività addestrativa per adeguare il suo personale ai nuovi procedimenti d'impiego derivanti dal suo nuovo armamento.

II. - QUADRO DI BATTAGLIA.

Comandante del reggimento :

Cap. di vasc. TESI Augusto, fino al marzo 1945; poi

Cap. di vasc. FOSCARI Augusto.

Comandanti di battaglione :

"Bafile" : Cap. di Corvetta MANCA Eugenio

"Caorle" : Ten. di vascello FULVI Luigi

"Grado" : Cap. di Corvetta SENZE Alessandro.

Declassified E.O. 12065 Section 3-402/NNDC No. 185020

Il reggimento marina "S.Marco" proveniente dal C.I.L., col quale aveva preso parte alle operazioni contro l'organizzazione difensiva tedesca in Abruzzo ed al successivo inseguimento fino alla linea "Gotica", entrò a far parte del Gruppo di Combattimento "Folgore" il 1° ottobre 1944 nella zona di Amorosi (prov. di Benevento).

Il reggimento iniziava subito la sua ricostituzione, equipaggiamento, armamento, ecc. e quindi la sua attività addestrativa per adeguare il suo personale ai nuovi procedimenti d'impiego derivanti dal suo nuovo armamento.

II. - QUADRO DI BATTAGLIA.

Comandante del reggimento :

Cap. di vasc. TESI Augusto, fino al marzo 1945; poi
Cap. di vasc. FOSCARI Augusto.

Comandanti di battaglione :

"Bafile" : Cap. di Corvetta MANCA Eugenio
"Caorle" : Ten. di vascello FULVI Luigi
"Grado" : Cap. di Corvetta SENZE Alessandro.

III. - DISLOCAZIONI SUCCESSIVE DEL REGGIMENTO.

Amorosi (prov. di Benevento) : 1° ottobre 1944 - 9251
gennaio 1945

S.Omero (prov.di Ascoli Piceno) : 26 gennaio 1945 - 28
febbraio 1945 .

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IV. - SITUAZIONI SUCCESSIVE DELLA FORZA DEL REGGIMENTO.

- al 1° ottobre 1944 : 119 uff. 2.590 truppa
- al 1° marzo 1945 (inizio operazioni) :
  130 uff. 2.748 truppa .

B) - ATTIVITA' OPERATIVA DEL REGGIMENTO DAL 1° MARZO 1945 AL 9 MAGGIO 1945.

I. - Il reggimento marina "S.Marco" alle dipendenze del Comando Gruppo Combattimento "Folgore" (XIII C.A. Britannico) il 3 marzo 1945 sostituiva, con compito difensivo, elementi della 6^ divisione corazzata britannica in Val Senio.

II. - RIPARTIZIONE DELLE FORZE, DISLOCAZIONE DEI COMANDI:

V. schizzo n° 1.

III. - SITUAZIONE E ATTIVITA' NEMICA.

Truppe della 344^ div. ftr., sistemate su posizioni dominanti. Numerose azioni di pattuglia e tiri di interdizione. Attiva anche l'azione di propaganda per mezzo

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B) - ATTIVITA' OPERATIVA DEL REGGIMENTO DAL 1° MARZO 1945 AL 9 MAGGIO 1945.

I. - Il reggimento marina "S.Marco" alle dipendenze del Comando Gruppo Combattimento "Folgore" (XIII C.A. Britannico) il 3 marzo 1945 sostituiva, con compito difensivo, elementi della 6^ divisione corazzata britannica in Val Senio.

II. - RIPARTIZIONE DELLE FORZE, DISLOCAZIONE DEI COMANDI:

V. schizzo n° 1.

III. - SITUAZIONE E ATTIVITA' NEMICA.

Truppe della 344^ div. ftr., sistemate su posizioni dominanti. Numerose azioni di pattuglia e tiri di interdizione. Attiva anche l'azione di propaganda per mezzo di altoparlanti e lancio di manifestini con invito alla diserzione.

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IV. - ATTIVITA' DELLE UNITA' DEL REGGIMENTO NEL PERIODO PRECEDENTE L'OFFENSIVA ALLEATA DELL'APRILE 1945.

a) - Azioni di pattuglie con compiti di agguato, ricognizione e osservazione, sostenute da tiri di appoggio, sbarramento e interdizione vicina. Durante queste azioni si segnalano per il loro comportamento un sottufficiale ed un segnalatore (v. allegato A).

b) - Fra le azioni di pattuglie merita speciale rilievo quella svolta nella notte 23÷24 marzo (per i particolari vedi allegato B).

c) - L'attività di pattuglie da parte dei btg. "Grado", "Caorle" e"Bafile", dal 5 marzo al 10 aprile, risulta dagli specchi dell'allegato C .

V. - ATTIVITA' DELLE UNITA' DEL REGGIMENTO DURANTE L'OFFENSIVA ALLEATA (vedi schizzo nº 2).

a) - Ai primi di aprile il reggimento marina "S.Marco" veniva sostituito sulle posizioni fronteggianti la Vena del Gesso dal btg. britannico "Lovats" e, spostato sulla sinistra del "Nembo", sostituiva due btg. della X brigata e uno della XX brigata sulle posizioni comprese fra il fondo Val Sillaro e M. del Verro con 2 btg. ("Bafile" e "Caorle") in 1º scaglione e uno ("Grado")

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sbarramento e interdizione vicina. Durante queste azioni si segnalano per il loro comportamento un sottufficiale ed un segnalatore (v. allegato A).

b) - Fra le azioni di pattuglie merita speciale rilievo quella svolta nella notte 23÷24 marzo (per i particolari vedi allegato B).

c) - L'attività di pattuglie da parte dei btg. "Grado", "Caorle" e "Bafile", dal 5 marzo al 10 aprile, risulta dagli specchi dell'allegato C .

V. - ATTIVITA' DELLE UNITA' DEL REGGIMENTO DURANTE L'OFFENSIVA ALLEATA (vedi schizzo nº 2).

a) - Ai primi di aprile il reggimento marina "S.Marco" veniva sostituito sulle posizioni fronteggianti la Vena del Gesso dal btg. britannico "Lovats" e, spostato sulla sinistra del "Nembo", sostituiva due btg. della X brigata e uno della XX brigata sulle posizioni comprese fra il fondo Val Sillaro e M. del Verro con 2 btg. ("Bafile" e "Caorle") in 1º scaglione e uno ("Grado") in 2º scaglione.

b) - Due giorni dopo l'inizio dell'offensiva alleata, il 12 aprile, poco dopo mezzogiorno, il btg. "Bafile" attaccava le posizioni a cavallo della Val Sillustra con obiettivo M. dei Mercati (in concomitanza col II/Nembo

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che aveva come obiettivo Parrocchia di Croara).

Il battaglione urtava contro tenace opposizione nella progressione verso M. dei Mercati e subiva violente reazioni di fuoco sia dalla posizione di q. 362 che sbarrava frontalmente le direzioni di attacco del btg., sia delle posizioni di C.Monte Merlo e C.Ortica.

Tutte le predette posizioni risultavano tenute da reparti tedeschi del 1° reggimento paracadutisti.

Il battaglione con brillante iniziativa attaccava decisamente ambedue le posizioni e riusciva ad occuparle, e dopo aspro combattimento riusciva a conquistare, alle 19.00, la posizione di q. 362, avendo ragione della strenua resistenza dell'avversario, che ripiegava con forti perdite lasciando sul terreno 10 morti e 15 feriti. Nostre perdite : 10 feriti.

Le dichiarazioni dei prigionieri mettevano in luce il valoroso comportamento di tutti i reparti del battaglione che riuscivano a serrare sotto le posizioni nemiche senza essere notati e a conquistarle con veemente assalto con bombe a mano e all'arma bianca. Sembra che l'azione del "Bafile" abbia annientato un'intera compagnia nemica.

Le brillanti azioni del "Bafile" provocavano il caloroso compiacimento del comandante del Corpo e meritavano l'elogio del comandante del Gruppo di Combattimento (allegati D ed E).

Il II/Nembo, che aveva raggiunto Parrocchia di Croara e C.Zula, alle 14.00 veniva scavalcato dal btg. "Grado", il quale incontrava forte reazione nella prosecuzione

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[illegible] sia delle posizioni di C.Monte Merlo e C.Ortica.

Tutte le predette posizioni risultavano tenute da reparti tedeschi del 1° reggimento paracadutisti.

Il battaglione con brillante iniziativa attaccava decisamente ambedue le posizioni e riusciva ad occuparle, e dopo aspro combattimento riusciva a conquistare, alle 19.00, la posizione di q. 362, avendo ragione della strenua resistenza dell'avversario, che ripiegava con forti perdite lasciando sul terreno 10 morti e 15 feriti. Nostre perdite : 10 feriti.

Le dichiarazioni dei prigionieri mettevano in luce il valoroso comportamento di tutti i reparti del battaglione che riuscivano a serrare sotto le posizioni nemiche senza essere notati e a conquistarle con veemente assalto con bombe a mano e all'arma bianca. Sembra che l'azione del "Bafile" abbia annientato un'intera compagnia nemica.

Le brillanti azioni del "Bafile" provocavano il caloroso compiacimento del comandante del Corpo e meritavano l'elogio del comandante del Gruppo di Combattimento (allegati D ed E).

Il II/Nembo, che aveva raggiunto Parrocchia di Croara e C.Zula, alle 14.00 veniva scavalcato dal btg. "Grado", il quale incontrava forte reazione nella prosecuzione dell'avanzata verso Pieve di S.Andrea, e veniva arrestato sulla barra fra Ronco e Pieve S.Andrea, cresta sottilissima che costituiva punto di obbligato passaggio 9248 violentemente battuto.

Dall'insieme dei combattimenti della giornata appariva chiaro che il nemico, che aveva ormai abbandonate le

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posizioni della Val Santerno, teneva ancora duro a cavallo della Val Sellustra.

c) - Nella notte sul 13 i reparti sostavano sulle posizioni raggiunte e veniva ordinata, per l'alba successiva, la ripresa dell'avanzata del reggimento lungo le seguenti direzioni :

- il btg. "Bafile" su M. dei Mercati ed il Castello;
- il btg. "Grado" su Montaccio.

Il btg. "Caorle" seguiva in 2° scaglione il "Bafile".

All'alba del 13 il btg. "Bafile" attaccava le posizioni di M. dei Mercati, fortemente tenute da truppe paracadutiste nemiche. Dopo aspro combattimento durato circa 4 ore, e culminato in assalto all'arma bianca, il battaglione aveva ragione della strenua resistenza avversaria infliggendo al nemico 12 morti e catturando 4 prigionieri; da parte nostra 3 caduti e 15 feriti.

Invece il btg. "Grado" non riusciva a progredire ed era bloccato sulle posizioni antistanti Ronco dalla vivissima reazione di fuoco di armi automatiche, artiglieria e mortai, subendo perdite.

Anche il "Bafile", dopo la conquista del M. dei Mercati, incontrava resistenza ancora più tenace e non riusciva a compiere ulteriori progressi.

d) - Nella notte sul 14 il reggimento marina "S.Marco" riceveva ordine di sostituire, nella notte, con il "Caorle" il II/3 "Gurka" sulle posizioni di destra Sillaro e di

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presa dell'avanzata del reggimento lungo le seguenti direzioni :

- il btg. "Bafile" su M. dei Mercati ed il Castello;
- il btg. "Grado" su Montaccio.

Il btg. "Caorle" seguiva in 2° scaglione il "Bafile".

All'alba del 13 il btg. "Bafile" attaccava le posizioni di M. dei Mercati, fortemente tenute da truppe paracadutiste nemiche. Dopo aspro combattimento durato circa 4 ore, e culminato in assalto all'arma bianca, il battaglione aveva ragione della strenua resistenza avversaria infliggendo al nemico 12 morti e catturando 4 prigionieri; da parte nostra 3 caduti e 15 feriti.

Invece il btg. "Grado" non riusciva a progredire ed era bloccato sulle posizioni antistanti Ponco dalla vivissima reazione di fuoco di armi automatiche, artiglieria e mortai, subendo perdite.

Anche il "Bafile", dopo la conquista del M. dei Mercati, incontrava resistenza ancora più tenace e non riusciva a compiere ulteriori progressi.

d) - Nella notte sul 14 il reggimento marina "S.Marco" riceveva ordine di sostituire, nella notte, con il "Caorle" il II/3 "Gurka" sulle posizioni di destra Sillaro e di riprendere all'alba l'attacco con obiettivi Pieve S.Andrea e M.ll Castello, ciò che si effettuava regolarmente. Per tutto il giorno 14 il nemico continuava a resistere tenacemente sulle posizioni de il Castello e Pieve S.Andrea e, malgrado i vigorosi attacchi dei btg. "Bafile" 9247 e "Grado" e della 1^ comp. del I/Nembo, non era possibile raggiungere gli obiettivi fissati.

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Tuttavia con un'ardita puntata una pattuglia del "Grado" riusciva a raggiungere C.Granarolo che, solo in serata, abbandonava sotto la forte pressione avversaria. La 1^ compagnia tentava con un attacco diversivo di raggiungere M. Bello per Ca.dei Sarti, ma,anche lungo tale direzione,incontrava forte reazione avversaria e non riusciva a progredire.

e) - Nella mattinata del 15 il reggimento proseguiva l'avanzata,pur continuando questa ad essere fortemente ostacolata dalla tenace resistenza nemica.

Il btg. "Grado" occupato alle 11.00 M.Catone e Dozza, spingeva pattuglie in direzione di Sabbioso-Piratello,ove prendeva contatto nel pomeriggio con elementi del Gruppo "Friuli" agenti sulla destra.

Il btg. "Bafile" incontrava invece forte resistenza sulla barra di C.Cavalpidrio che veniva attaccata all'arma bianca e conquistata alle ore 11.00. Occupata C.Cavalpidrio il battaglione attaccava le posizioni di M.del Re, ma.a causa dell'accanita resistenza nemica,non poteva raggiungere l'obiettivo.

Durissima fu la lotta per la conquista di Cavalpidrio e per l'attacco di M. del Re e le perdite inflitte all'avversario (26 morti) e le nostre (3 caduti di cui 2 ufficiali e 15 feriti) documentano chiaramente quale energia il battaglione abbia dovuto impiegare per annientare la resistenza nemica: gli ufficiali caduti erano infatti il comandante ed il vice comandante della cp. avanzata (1^ compagnia).

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reazione, incontrava forte reazione avversaria e non riu=
sciva a progredire.

e) - Nella mattinata del 15 il reggimento proseguiva l'avanza
ta, pur continuando questa ad essere fortemente ostacola=
ta dalla tenace resistenza nemica.

Il btg. "Grado" occupato alle 11.00 M.Catone e Dozza, spingeva pattuglie in direzione di Sabbioso-Piratello, ove prendeva contatto nel pomeriggio con elementi del Gruppo "Friuli" agenti sulla destra.

Il btg. "Bafile" incontrava invece forte resistenza sulla barra di C.Cavalpidrio che veniva attaccata all'ar ma bianca e conquistata alle ore 11.00. Occupata C.Caval pidrio il battaglione attaccava le posizioni di M.del Re, ma, a causa dell'accanita resistenza nemica, non poteva rag giungere l'obiettivo.

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Vista la difficoltà di procedere sul fronte del "Bafi le" veniva concretata un'azione aggirante del "Grado" che da Dozza puntava con celerità e decisione sul rovescio di M. Re e lo conquistava alle ore 17.00 mettendo in fuga gli ultimi elementi nemici e prendendo poi contatto con il btg. "Bafile" a Poggio Pollino.

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Alle 20.00 circa reparti della "Friuli" sostituivano sulle posizioni di M.del Re - M.Catone e Dozza il btg. "Grado", che si raccoglieva in 2° scaglione nella zona di C.se Podriaga, mentre il "Bafile" raggiungeva la zona Tombarelle.

Con la conquista degli obiettivi di M.del Re e M.Bello le operazioni a cavallo del Selustra si chiudevano con un brillante e completo successo.

In questa fase operativa venivano poste in chiara luce:

- l'aggressività e la tenacia dei battaglioni del "S.Marco" ed in particolare del btg. "Bafile", che negli episodi di M.dei Mercati e di C.Cavalpidrio rinnovava le tradizioni dell'arditismo italiano, balzando sul nemico e sopraffacendolo nella lotta ravvicinata;
- la coesione e lo spirito di collaborazione esistente fra i varî reparti, concretata nell'azione del "Grado" a favore del "Bafile" sui rovesci di M.del Re e dei reparti del I/Nembo a favore del "Grado", azioni compiute con slancio e con il desiderio di portare il più vigoroso aiuto ai compagni impegnati in dura lotta.

Alla sera del 15 il rgt. marina "S.Marco" risultava schierato con 2 battaglioni ("Bafile" e "Caorle") sullo sperone destra Sillaro scaglionati in profondità con fronte a nord-est ed un battaglione ("Grado") raccolto in zona Pieve S.Andrea.

f) - Il giorno 16 il "S.Marco" modificava il suo schieramento, dislocando il "Bafile" ed il "Caorle" a nord-ovest sulle

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le operazioni a cavallo del Selustra si chiudevano con un brillante e completo successo.

In questa fase operativa venivano poste in chiara luce:

- l'aggressività e la tenacia dei battaglioni del "S.Marco" ed in particolare del btg. "Bafile", che negli episodi di M.dei Mercati e di C.Cavalpidric rinnovava le tradizioni dell'arditismo italiano, balzando sul nemico e sopraffacendolo nella lotta ravvicinata;
- la coesione e lo spirito di collaborazione esistente fra i varî reparti, concretata nell'azione del "Grado" a favore del "Bafile" sui rovesci di M.del Re e dei reparti del I/Nembo a favore del "Grado", azioni compiute con slancio e con il desiderio di portare il più vigoroso aiuto ai compagni impegnati in dura lotta.

Alla sera del 15 il rgt. marina "S.Marco" risultava schierato con 2 battaglioni ("Bafile" e "Caorle") sullo sperone destra Sillaro scaglionati in profondità con fronte a nord-est ed un battaglione ("Grado") raccolto in zona Pieve S.Andrea.

f) - Il giorno 16 il "S.Marco" modificava il suo schieramento, dislocando il "Bafile" ed il "Caorle" a nord-ovest sulle posizioni di destra Sillaro fra Poggio Pollino e M.dei Mercati, mantenendo il "Grado" in 2° scaglione nella zona Pieve S.Andrea.

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g) - Nella notte sul 17 il nemico, avendo forse notati i preparativi di attacco ripiegava la massima parte delle forze della dorsale Castellazzo - Vedrano . Il movimento non sfuggiva però alla sorveglianza di elementi del "Dafile" che anticipando l'uscita delle pattuglie riuscivano a prevalere sugli elementi di retroguardia infliggendo loro perdite, volgendoli in fuga e occupando, con altri elementi del "Nembo", M. Castellazzo.

Il giorno 17 il reggimento marina "S.Marco" passava in 2° scaglione riunendo i battaglioni e tenendoli pronti a muovere.

h) - All'alba del 20 dalla zona di Casalecchio dei Conti il "Caorle" riceveva ordine di puntare su Poggio Ribano che occupava verso le ore 11 e quindi si dirigeva verso la zona di Settefonti prendendo contatto con reparti del Gruppo di Combattimento "Legnano".

i) - Occupata Bologna dagli Alleati, il reggimento marina "S.Marco", che aveva ricevuto ordine di sistemarsi sulle posizioni raggiunte, si trasferiva nella zona di Faenza fino alla fine delle operazioni.

VI. - PERDITE DEL REGGIMENTO DURANTE IL CICLO OPERATIVO.

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pattuglie riuscivano a prevalere sugli elementi di retroguardia infliggendo loro perdite, volgendoli in fuga e occupando, con altri elementi del "Nembo", M. Castellazzo.

Il giorno 17 il reggimento marina "S.Marco" passava in 2° scaglione riunendo i battaglioni e tenendoli pronti a muovere.

h) - All'alba del 20 dalla zona di Casalecchio dei Conti il "Caorle" riceveva ordine di puntare su Poggio Ribano che occupava verso le ore 11 e quindi si dirigeva verso la zona di Settefonti prendendo contatto con reparti del Gruppo di Combattimento "Legnano".

i) - Occupata Bologna dagli Alleati, il reggimento marina "S.Marco", che aveva ricevuto ordine di sistemarsi sulle posizioni raggiunte, si trasferiva nella zona di Faenza fino alla fine delle operazioni.

VI. - PERDITE DEL REGGIMENTO DURANTE IL CICLO OPERATIVO.

	uff.	truppe	Totale
- morti	3	41	44
- feriti	6	115	121
- dispersi	-	7	9244

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c) - ATTIVITA' DEL REGGIMENTO DOPO LA FINE DELLE OSTILITA' FINO AL 25 GIUGNO 1945.

I. - COMPITI.

a) - fino alla fine di maggio : presidio centri dell'Emilia e azioni di rastrellamento.

b) - successivamente : presidio principali centri dell'Alto Adige e guardia ai principali passi di confine della zona stessa.

II. - SITUAZIONE SUCCESSIVA DEL REGGIMENTO.

- 10 maggio-31 maggio 1945 : zona di Faenza
- dal 1° giugno : zona Merano - Silandro.

III. - SITUAZIONE FORZA.

a) - fine delle operazioni : 134 uff. 2.590 truppa

b) - attuale (15 giugno) : 130 " 2.542 "

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a) - fino alla fine di maggio : presidio centri della Pianura e azioni di rastrellamento.

b) - successivamente : presidio principali centri dell'Alto Adige e guardia ai principali passi di confine della zona stessa.

II. - SITUAZIONE SUCCESSIVA DEL REGGIMENTO.

- 10 maggio-31 maggio 1945 : zona di Faenza
- dal 1° giugno : zona Merano - Silandro.

III. - SITUAZIONE FORZA.

a) - fine delle operazioni : 134 uff. 2.590 truppa

b) - attuale (15 giugno) : 130 " 2.542 "

Declassified E.O. 12065 Section 3-402/NNBC No. 75020

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

From: MINISTRY OF MARINE (Maristat)
To : F.O.L.I. - Rome
Date: 20 June '45
Ref.: SM.12371

Subject: "San Marco" Regiment.

The above was formed during the war of 1915-18 and was employed in the Venice area where operations were of an "amphibious" nature.

At the end of the war the Regiment was reduced to one Battalion from which men were drawn for I.R.N. shore bases overseas.

When its present duties come to an end (now purely and simply as Infantry) and it is not thought that further use will be made of it, we propose to maintain one battalion of varying strength as a tradition and to be used for special guard and representation duties, plus training for future possible use as an amphibious unit.

FLAG OFFICER LIAISON ITALY
Date 21 June.
No 2.
ROME

for CHIEF OF STAFF

DATE: 21. 6. 45
FROM: FOTALI, ROME.
TO : NAVY SUB-COMMISSION, HQ. AC.

FORWARDED FOR APPROPRIATE ACTION

DG/P.

REAR ADMIRAL

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

Roma, 30 Giugno 945

STATO MAGGIORE DELLA R. MARINA

AL F. C. L. I.

ROMA

REPARTO M.D.S. = Uff.B.D.

Prot. N. SM/12371 Allegati //

Indir. telegr.: MARISTAT

Argomento: Reggimento "San Marco".=

II Reggimento "San Marco" fu creato durante la guerra 1915-18 e vi partecipò nella particolarissima zona della laguna veneta dove le azioni avevano carattere "anfibio".

Al termine della guerra fu ridotto alla forza di un battaglione dal quale si traevano gli elementi per speciali servizi a terra della Marina nelle sedi oltremare.

Allorchè cesserà l'impiego attuale, che è quello di vere e proprie forze di fanteria, e dopo che la situazione non lascerà prevedere che il Reggimento possa più servire, si avrebbe l'intenzione di conservare, per tradizione, un battaglione di forza variabile, a seconda delle circostanze, per speciali servizi di guardia e di rappresentanza e per costituire un eventuale nucleo di addestramento per unità con impiego anfibio.=

IL CAPO DI STATO MAGGIORE

L'Accorso

9240

ALLEGATO A

MILITARI CHE SI SONO SEGNALATI PER IL LORO COMPORTAMENTO NELLE OPERAZIONI DI PATTUGLIE SVOLTE NEI PRIMI DEL MESE DI MARZO 1945 E DECORATI DI MEDAGLIE DI BRONZO AL V.M.

- Sergente meccanico DI PIETRO Luigi, di Giuseppe e di Frangiosa Maria, nato a Pettorano sul Gizo l'11/4/1921 e residente a Valle Pescara nº 17 - volontario - matricola 34834, appartenente al battaglione "Bafile" :

" Volontariamente prendeva il comando di varie pattuglie che conduceva con elevata capacità e dando costante prova di determinazione e coraggio personale.

Caposquadra di una pattuglia da combattimento scontratosi con nemico superiore di forze, trascinava i suoi uomini con elevatissimo spirito combattivo, fino a che duramente colpito, ordinava ai suoi uomini il ripiegamento.

Malgrado le gravissime ferite ricevute in combattimento ed inferteli in seguito dalla barbarie nemica, sfuggito alla cattura, rientrava molte ore dopo al reparto guidando altri feriti e rincuorandoli con elevatissimo spirito. "

Valle del Senio 8 marzo 1945

- Segnalatore MASCARI Giuseppe di Giuseppe e di Canino Francesca nato a Trapani il 21/4/1922 ed ivi residente - Via Orfeni nº43 - matricola 51082 - del battaglione "Bafile" :

" Volontariamente offertosi a prendere parte a varie azioni di pattuglia, dava sempre prova di audacia ed ardimento e forniva con la propria azione personale preziosi elementi sull'attività del nemico.

In pattuglia da combattimento, scontratosi con superio=

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- Sergente meccanico DI PIETRO Luigi, di Giuseppe e di Trangiosa Maria, nato a Pettorano sul Gizo l'11/4/1921 e residente a Valle Pescara nº 17 - volontario - matricola 34834, appartenente al battaglione "Bafile" :

" Volontariamente prendeva il comando di varie pattuglie che conduceva con elevata capacità e dando costante prova di determinazione e coraggio personale.

Caposquadra di una pattuglia da combattimento scontratosi con nemico superiore di forze, trascinava i suoi uomini con elevatissimo spirito combattivo, fino a che duramente colpito, ordinava ai suoi uomini il ripiegamento.

Malgrado le gravissime ferite ricevute in combattimento ed infertegli in seguito dalla barbarie nemica, sfuggito alla cattura, rientrava molte ore dopo al reparto guidando altri feriti e rincuorandoli con elevatissimo spirito. "

Valle del Senio 8 marzo 1945

- Segnalatore MASCARI Giuseppe di Giuseppe e di Canino Francesca nato a Trapani il 21/4/1922 ed ivi residente - Via Orfani nº43 - matricola 51082 - del battaglione "Bafile" :

" Volontariamente offertosi a prendere parte a varie azioni di pattuglia, dava sempre prova di audacia ed ardimento e forniva con la propria azione personale preziosi elementi sull'attività del nemico.

In pattuglia da combattimento, scontratosi con superiori forze in agguato, lottava strenuamente con ammirevole coraggio e aggressività.

Malgrado le ferite riportate, sfuggiva alla cattura e rientrava in condizioni gravissime al suo reparto, 9239 dimentico delle sue sofferenze, si mostrava solo preoccupato della sorte dei suoi compagni.

Magnifico esempio di alte virtù militari e di abnegazione oltre ogni prova.

Valle del Senio 8 marzo 1945

STATO MAGGIORE R. ESERCITO
COMANDO OPERAZIONI ADRIATICO

Declassified E.O. 12065 Section 3-402/NNDC NO. 16502

ALLEGATO B

AZIONE SVOLTA DA UNA PATTUGLIA DEL REGGIMENTO MARINA "SAN MARCO" NELLA NOTTE 23 - 24 MARZO 1945.

Nella notte fra il 23 ed il 24 marzo 1945, nel settore affidato al btg. "Caorle" del rgt. marina "S.Marco", il nemico tentava con due grossi pattuglioni (dai 30 ai 50 uomini) di eseguire colpi di mano sulle nostre difese di Campiuno e di Monte Battagliola. Ambedue i pattuglioni, il primo appartenente ad un reparto tedesco ed il secondo al btg. arditi repubblicano "Forlì" che muovevano preceduti da un elemento di punta composto di 2 ÷ 3 uomini, venivano avvistati dalle nostre vedette e lasciati avvicinare fino alla zona efficacemente battuta dalle nostre armi. Improvvisamente investiti dal fuoco concentrato della difesa; ambedue i pattuglioni subivano serie perdite e ripiegavano in disordine; il pattuglione italiano lasciava nelle nostre mani 2 prigionieri.

Sulla via del ritorno, nei pressi di q. 211 di Montore di Sotto (092214) il pattuglione tedesco che aveva tentato il colpo su Campiuno si scontrava con una nostra pattuglia in agguato nella predetta località.

La pattuglia , comandata dal capo di 3^ classe BISATTI e costituita da 6 uomini del btg. "Caorle", era divisa in due gruppi ciascuno armato con 1 fucile mitragliatore "Bren". Essa accettava senz'altro il combattimento, benchè il nemico fosse assai più numeroso (una trentina di uomini); si iniziava perciò un violento fuoco da ambo le parti mentre il nemico approfittando della sua maggiore forza iniziava subito un movimento aggirante.

All'inizio del combattimento una bomba a mano feriva gravemente al braccio uno dei marinai del gruppo di destra inutilizzando il "Bren" da questi azionato. Un secondo marinaio del gruppo veniva anch'esso ferito pochi minuti dopo: allora il capo pattuglia ordinava il ripiegamento del gruppo di destra, sotto la protezione del fuoco del gruppo di sinistra. Detto movimento avveniva regolarmente ed il gruppo di destra riusciva a sganciarsi.

Il gruppo di sinistra presso cui era il capo pattuglia continuava

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Nella notte fra il 23 ed il 24 marzo 1945, nel settore affidato al btg. "Caorle" del rgt. marina "S.Marco", il nemico tentava con due grossi pattuglioni (dai 30 ai 50 uomini) di eseguire colpi di mano sulle nostre difese di Campiuno e di Monte Battagliola. Ambedue i pattuglioni, il primo appartenente ad un reparto tedesco ed il secondo al btg. arditi repubblicano "Forlì" che muovevano preceduti da un elemento di punta composto di 2 ÷ 3 uomini, venivano avvistati dalle nostre vedette e lasciati avvicinare fino alla zona efficacemente battuta dalle nostre armi. Improvvisamente investiti dal fuoco concentrato della difesa; ambedue i pattuglioni subivano serie perdite e ripiegavano in disordine; il pattuglione italiano lasciava nelle nostre mani 2 prigionieri.

Sulla via del ritorno, nei pressi di q. 211 di Montore di Sotto (092214) il pattuglione tedesco che aveva tentato il colpo su Campiuno si scontrava con una nostra pattuglia in agguato nella predetta località.

La pattuglia , comandata dal capo di 3ª classe BISATTI e costituita da 6 uomini del btg. "Caorle", era divisa in due gruppi ciascuno armato con 1 fucile mitragliatore "Bren". Essa accettava senz'altro il combattimento, benchè il nemico fosse assai più numeroso (una trentina di uomini); si iniziava perciò un violento fuoco da ambo le parti mentre il nemico approfittando della sua maggiore forza iniziava subito un movimento aggirante.

All'inizio del combattimento una bomba a mano feriva gravemente al braccio uno dei marinai del gruppo di destra inutilizzando il "Bren" da questi azionato. Un secondo marinaio del gruppo veniva anch'esso ferito pochi minuti dopo: allora il capo pattuglia ordinava il ripiegamento del gruppo di destra, sotto la protezione del fuoco del gruppo di sinistra. Detto movimento avveniva regolarmente ed il gruppo di destra riusciva a sganciarsi.

Il gruppo di sinistra presso cui era il capo pattuglia continuava a sostenere il combattimento e su di esso si concentrava tutto il fuoco nemico.

Una bomba feriva il capo pattuglia ed un marinaio del gruppo; inoltre il "Bren" del gruppo si inceppava.

Un altro marinaio veniva ferito mentre cercava di mettere in efficienza il "Bren".

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Allora il capo pattuglia vista l'impossibilità di continuare il combattimento ordinava il ripiegamento anche del gruppo di sinistra e rimaneva da solo a proteggerne il movimento col fuoco del suo moschetto automatico.

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In tale azione rimaneva ferito una seconda volta e stramazzava a terra.

Immediatamente un tedesco gli si avvicinava e cercava di colpirlo con colpi di pistola, chiamando in soccorso altri nemici. Riavutosi dallo stordimento, il capo pattuglia si lanciava sul tedesco e lo addentava alla mano; approfittando della sorpresa colpiva con una raffica di Thompson un altro tedesco che gli si avvicinava e riusciva a svincolarsi. Durante il ripiegamento rimaneva ferito per una terza volta.

Con tale valoroso ed eccezionale comportamento la pattuglia, benchè 5 dei 7 componenti fossero feriti, ed il capo pattuglia ben tre volte, riusciva a rientrare al completo nelle nostre posizioni, dopo avere inflitto serie perdite al nemico (almeno 3 morti ed un numero imprecisato di feriti).

Altra pattuglia recatasi all'alba a riconoscere il luogo dello scontro, ha trovato larghe chiazze di sangue sul terreno.

STATO MAGGIORE R. ESERCITO
UFFICIO OPERAZIONI ADDESTRAMENTO

Declassified E.O. 12065 Section 3-402/NNDC NO. 12520

Con tale valoroso ed eccezionale comportamento la pattuglia, benchè 5 dei 7 componenti fossero feriti, ed il capo pattuglia ben tre volte, riusciva a rientrare al completo nelle nostre posizioni, dopo avere inflitto serie perdite al nemico (almeno 3 morti ed un numero imprecisato di feriti).

Altra pattuglia recatasi all'alba a riconoscere il luogo dello scontro, ha trovato larghe chiazze di sangue sul terreno.

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STATO MAGGIORE R. ESERCITO - UFFICIO OPERAZIONI ADDESTRAMENTO

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ALLEGATO C

SPECCHIO INDICANTE L'ATTIVITA' DI PATTUGLIE DEL BATTAGLIONE "GRADO" DAL 5 MARZO AL 7 APRILE 1945.

N° d'ordine	Giorno	Tipo	Località	N°progress. delle pattuglie su stessa località	Note
1	5/3	Ricognizione	q. 155	127202	1	
2	6/3	"	La Mandria	121204	1	
3	7/3	"	q. 154	128203	1	
4	8/3	Agguato	C.Bugame	134203	1	Presenza nemico
5	"	"	Molinetto	131204	1	
6	"	"	q. 166	126204	1	
7	9/3	"	La Mandria	121204	2	
8	"	"	Molinetto	131204	2	
9	"	"	C.Bugame	134208	2	
10	10/3	"	Molinetto	131204	3	
11	"	"	q. 166	126204	2	
12	"	Ricognizione	Querceto	115204	1	Presenza nemico
13	11/3	Agguato	C.Bugame	134208	3	
14	"	"	q. 155	127202	2	
15	12/3	"	q. 132	130202	1	
16	13/3	"	q. 132	132202	2	
17	"	"	La Mandria	121203	3	

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N° d'ordine	Giorno	Tipo	Località		N°progress. delle pattuglie su stessa località	Note
1	5/3	Ricognizione	q. 155	127202	1	
2	6/3	"	La Mandria	121204	1	
3	7/3	"	q. 154	128203	1	
4	8/3	Agguato	C.Bugame	134203	1	Presenza nemico
5	"	"	Molinetto	131204	1	
6	"	"	q. 166	126204	1	
7	9/3	"	La Mandria	121204	2	
8	"	"	Molinetto	131204	2	
9	"	"	C.Bugame	134208	2	
10	10/3	"	Molinetto	131204	3	
11	"	"	q. 166	126204	2	
12	"	Ricognizione	Querceto	115204	1	Presenza nemico
13	11/3	Agguato	C.Bugame	134208	3	
14	"	"	q. 155	127202	2	
15	12/3	"	q. 132	130202	1	
16	13/3	"	q. 132	132202	2	
17	"	"	La Mandria	121203	3	
18	14/3	"	q. 155	127202	3	
19	"	"	La Mandria	121204	4	
20	15/3	"	Molinetto	131204	4	
21	"	"	q. 155	127202	4	
22	"	"	q. 154	128203	2	
23	16/3	"	q. 333	104204	1	
24	"	"	q. 166	126204	3	
25	"	"	q. 155	127202	5	

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N° d'ordine	Giorno	Tipo	Località		N°progress. delle pattuglie su stessa località	Note
26	17/3	Agguato	C.Bugame	134208	4	
27	21/3	"	C.Bugame	134208	5	
28	"	Ricognizione	Casetto-Sassatello	133214	1	Scontro con nemico
29	"	"	q. 155	127202	6	
30	"	"	q. 154	128203	3	
31	"	"	C.Sasso di Sotto	122208	1	
	"	"	C.Pradella	119213	1	
32	"	Agguato	Quenceto	115205	2	
33	23/3	Ricognizione	Furma	129209	1	
34	"	"	C.Pradella	119213	2	
35	"	"	q. 132	130202	3	
	"	"	q. 155	127202	7	
	"	"	q. 154	128203	4	
36	"	Agguato	Querceto	115205	3	
37	24/3	"	q. 333	140204	2	
38	25/3	Ricognizione	q. 154	128203	5	
	"	"	q. 155	127202	8	
	"	"	q. 132	130202	4	
39	"	Agguato	q. 166	126204	4	
40	26/3	Ricognizione	Furma	129209	2	
41	"	Agguato	q. 154	128203	6	
42	28/3	Ricognizione	q. 132	130202	5	
	"	"	q. 154	129203	7	
	"	"	q. 155	127202	9	
43	"	"	C. il Mig	113207	1	
44	"	Agguato	Querceto	115205	4	
45	29/3	Ricognizione	Casetto	133214	2	
46	"	Agguato	q. 333	140204	3	

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	21/3	"				
28	"	Ricognizione	C.Bugame	134208	5	
			Casetto-Sassatello	133214	1	Scontro con nemico
29	"	"	q. 155	127202	6	
30	"	"	q. 154	128203	3	
31	"	"	C.Sasso di Sotto	122208	1	
	"	"	C.Pradella	119213	1	
32	"	Agguato	Quenceto	115205	2	
33	23/3	Ricognizione	Furma	129209	1	
34	"	"	C.Pradella	119213	2	
35	"	"	q. 132	130202	3	
	"	"	q. 155	127202	7	
	"	"	q. 154	128203	4	
36	"	Agguato	Querceto	115205	3	
37	24/3	"	q. 333	140204	2	
38	25/3	Ricognizione	q. 154	128203	5	
	"	"	q. 155	127202	8	
	"	"	q. 132	130202	4	
39	"	Agguato	q. 166	126204	4	
40	26/3	Ricognizione	Furma	129209	2	
41	"	Agguato	q. 154	128203	6	
42	28/3	Ricognizione	q. 132	130202	5	
	"	"	q. 154	129203	7	
	"	"	q. 155	127202	9	
43	"	"	C. il Mig	113207	1	
44	"	Agguato	Querceto	115205	4	
45	29/3	Ricognizione	Casetto	133214	2	
46	"	Agguato	q. 333	140204	3	
47	30/3	"	q. 154	128203	8	
48	"	"	La Mandria	121204	5	
49	31/3	"	q. 333	140204	4	
50	1/4	"	punto	128200	1	
51	"	Ricognizione	q. 155	127202	10	

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N° d'ordine	Giorno	Tipo	Località		N°progress. delle pattuglie su stessa località	Note
52	2/4	Agguato	q. 166	126203	5	
53	"	"	La Mandria	122203	1	
54	3/4	Osserv.diurna	q. 333	140204	5	
55	"	Ricognizione	Furma 129209 e	q. 209 129212	2	Presenza nemico
56	"	Agguato	q. 166	126204	6	
57	"	Ricognizione	il Mig	113207	2	
58	"	Sostegno	il Querceto	115205	5	
59	4/4	Ricognizione	Casetto e Sassatello	133214	2	Presenza nemico
60	"	Sostegno	q. 333	140204	6	
61	"	Agguato	q. 166	125204	7	
62	"	"	La Mandria	122203	2	
63	5/4	"	in	128200	2	
64	"	Ricognizione	q. 154	128203	9	Scontro nemico
65	"	Agguato	La Mandria	122203	3	
66	6/4	"	q. 333	104204	7	
67	"	Ricognizione	Sasso di Sotto	122208	2	
68	"	Sostegno	q. 154	128203	10	
69	7/4	Agguato	Molinetto	131204	5	
70	"	"	q. 155	127202	11	
71	"	"	La Mandria	121203	4	

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			La Mandria	122203	1	
54	3/4	Osserv.diurna	q. 333	140204	5	
55	"	Ricognizione	Furma 129209 e	q. 209 129212	2	Presenza nemico
56	"	Agguato	q. 166	126204	6	
57	"	Ricognizione	il Mig	113207	2	
58	"	Sostegno	il Querceto	115205	5	
59	4/4	Ricognizione	Casetto e Sas= satello	133214	2	Presenza nemico
60	"	Sostegno	q. 333	140204	6	
61	"	Agguato	q. 166	125204	7	
62	"	"	La Mandria	122203	2	
63	5/4	"	in	128200	2	
64	"	Ricognizione	q. 154	128203	9	Scontro nemico
65	"	Agguato	La Mandria	122203	3	
66	6/4	"	q. 333	104204	7	
67	"	Ricognizione	Sasso di Sotto	122208	2	
68	"	Sostegno	q. 154	128203	10	
69	7/4	Agguato	Molinetto	131204	5	
70	"	"	q. 155	127202	11	
71	"	"	La Mandria	121203	4	

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SPECCHIO INDICANTE L'ATTIVITA' DI PATTUGLIE DEI BATTAGLIONI "CAORLE" E "BAFILE" DAL 5 MARZO AL 5 APRILE 1945.

N° d'ordine	Giorno	Tipo	Località	N°progress. delle pattuglie su stessa località	Note
1	5/3	Agguato	105206	1	
2	6/3	Ricognizione	C.La Vigna 096214	1	
3	7/3	Agguato	C.Morine di Sotto 103213	1	
4	"	"	096214	1	Presenza nemico
5	8/3	"	104211	1	
6	"	"	095211	1	
7	9/3	Combattimento	C.La Vigna 096214	2	Scontro col nemico
8	10/3	Agguato	104210	1	
9	11/3	"	C. Farneto 097210	1	
10	12/3	"	C.Morine di Sotto 103213	2	
11	13/3	"	C.Morine di Sotto 103213	3	
12	14/3	Ricognizione	C.Morine di Sotto		

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N° d'ordine	Giorno	Tipo	Località		N° progress. delle pattuglie su stessa località	Note
1	5/3	Agguato		105206	1	
2	6/3	Ricognizione	C.La Vigna	096214	1	
3	7/3	Agguato	C.Morine di Sotto			
4	"	"		103213	1	
				096214	1	Presenza nemico
5	8/3	"				
6	"	"		104211	1	
				095211	1	
7	9/3	Combattimento	C.La Vigna	096214	2	Scontro col nemico
8	10/3	Agguato		104210	1	
9	11/3	"	C. Ferneto	097210	1	
10	12/3	"	C.Morine di Sotto	103213	2	
11	13/3	"	C.Morine di Sotto	103213	3	
12	14/3	Ricognizione	C.Morine di Sotto	103213	4	
13	15/3	Esplorazione	Fontana	102214	1	
14	"	Ricognizione	q. 185	095217	1	
15	17/3	Osservazione		106207	1	
16	"	"		093211	1	
17	"	"		088212	1	
18	18/3	"	C.Dragone	111211	1	
19	"	Esplorazione	C.Morine di Sotto	103213	5	Scontro col nemico

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Nº d'ordine	Giorno	Tipo	Località		Nºprogress. delle pattuglie su stessa località	Note
20	18/3	Esplorazione	C.Podeto	095211	1	
21	"	Osservazione	q. 211	091214	1	Scontro con nemico
22	19/3	Esplorazione	C. il Mig	113207	1	
23	"	Osservazione	C. Podeto	095211	2	
24	"	Esplorazione	C. Farneto	097210	2	
25	"	Osservazione	q. 211	091214	2	
26	20/3	Esplorazione	C. Querceto	096217	1	
27	21/3	"	C.Morine di Sotto	103212	6	
28	"	Osservazione	C.Montore di Sotto	092214	1	
29	22/3	Esplorazione	C. il Mig	113207	2	
30	"	Agguato	q. 343	104206	1	
31	"	"	C. Farneto	097210	3	
32	"	Osservazione	C.Montore di Sotto	092214	2	
33	23/3	Agguato	C.Morine di Sotto	103212	7	Scontro con nemico
34	"	Osservazione	C.Podeto	094211	2	
35	"	Agguato	q. 343	144206	2	
36	24/3	"	q. 211	091214	3	Scontro con nemico
37	26/3	"	C. il Mig	113207	3	
38	"	Osservazione	C.Morine di Sotto	103212	8	
39	"	Agguato	q. 343	104206	3	
40	"	Osservazione	C.La Vigna	096214	3	
41	"	Agguato	C. Podeto	094211	3	

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20	18/3	Esplorazione	C.Podeto	095211	1	
21	"	Osservazione	q. 211	091214	1	Scontro con nemico
22	18/3	Esplorazione	C. il Mig	113207	1	
23	"	Osservazione	C. Podeto	095211	2	
24	"	Esplorazione	C. Farneto	097210	2	
25	"	Osservazione	q. 211	091214	2	
26	20/3	Esplorazione	C. Querceto	096217	1	
27	21/3	"	C.Morine di Sotto	103212	6	
28	"	Osservazione	C.Montore di Sotto	092214	1	
29	22/3	Esplorazione	C. il Mig	113207	2	
30	"	Agguato	q. 343	104206	1	
31	"	"	C. Farneto	097210	3	
32	"	Osservazione	C.Montore di Sotto	092214	2	
33	23/3	Agguato	C.Morine di Sotto	103212	7	Scontro con nemico
34	"	Osservazione	C.Podeto	094211	2	
35	"	Agguato	q. 343	144206	2	
36	24/3	"	q. 211	091214	3	Scontro con nemico
37	26/3	"	C. il Mig	113207	3	
38	"	Osservazione	C.Morine di Sotto	103212	8	
39	"	Agguato	q. 343	104206	3	
40	"	Osservazione	C.La Vigna	096214	3	
41	"	Agguato	C. Podeto	094211	3	
42	"	"		088212	2	
43	27/3	"	C. il Mig	113207	4	
44	"	Osservazione	C.Morine di Sotto	103212	9	
45	"	Agguato	q. 343	104206	4	
46	"	Osservazione	C. La Vigna	096214	4	
47	"	Agguato	C. Podeto	094211	4	
48	"	"		088212	3	

9232

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Declassified E.O. 12065 Section 3-402/NNDG NO. 185020

N° d'ordine	Giorno	Tipo	Località		N° progress. delle pattuglie su stessa località	Note
49	28/3	Agguato	q. 343	104206	5	
50	"	"		088212	4	
51	29/3	"	q. 343	104206	6	
52	"	"	C. Farneto	097210	4	
53	"	"		088212	5	
54	30/3	Osservazione	C. Dragone	111211	2	
55	"	"	q. 343	104206	7	
56	"	Esplorazione	C.Morine di Sotto	103212	10	
57	"	Agguato	C. La Vigna	097214	5	
58	"	Ricognizione	Montore di Sotto	092214	3	
59	31/3	"	C. Dragone	111211	3	
60	"	Agguato	q. 343	104206	8	Scontro con nemico
61	"	"	C. Farneto	097210	5	
62	"	"	C. Podeto	094211	5	
63	"	Ricognizione	Montore di Sotto	092214	4	
64	"	Agguato		088212	6	
65	1/4	"	La Fonte	110207	1	
66	"	Ricognizione	punto	102211	1	
67	2/4	Agguato	C. Farneto	097210	4	
68	"	"	q. 309	112203	2	
69	"	"	La Fonte	110207	2	
70	"	"	punto	102208	1	
71	"	"	Farneto	097210	5	
72	"	"	C. La Vigna	095213	6	
73	3/4	"	q. 309	112203	2	
74	"	"	q. 343	104206	9	

Declassified E.O. 12065 Section 3-402/NNDG No. 185020

51	29/3	"	q. 343	104206	6	
52	"	"	C. Farneto	097210	4	
53	"	"		088212	5	
54	30/3	Osservazione	C. Dragone	111211	2	
55	"	"	q. 343	104206	7	
56	"	Esplorazione	C.Morine di Sotto	103212	10	
57	"	Agguato	C. La Vigna	097214	5	
58	"	Ricognizione	Montore di Sotto	092214	3	
59	31/3	"	C. Dragone	111211	3	
60	"	Agguato	q. 343	104206	8	Scontro con nemico
61	"	"	C. Farneto	097210	5	
62	"	"	C. Podeto	094211	5	
63	"	Ricognizione	Montore di Sotto	092214	4	
64	"	Agguato		088212	6	
65	1/4	"	La Fonte	110207	1	
66	"	Ricognizione	punto	102211	1	
67	2/4	Agguato	C. Farneto	097210	4	
68	"	"	q. 309	112203	2	
69	"	"	La Fonte	110207	2	
70	"	"	punto	102208	1	
71	"	"	Farneto	097210	5	
72	"	"	C. La Vigna	095213	6	
73	3/4	"	q. 309	112203	2	
74	"	"	q. 343	104206	9	
75	4/4	Osservazione	Sentieri C. Dragone	111212	1	
76	"	Agguato	in	106205	1	
77	"	"	q. 343	104206	10	
78	5/4	"	q. 309	112203	3	
79	"	"	La Fonte	110207	3	
80	"	"	in	106205	2	

9231

STATO MAGGIORE R. ESERCITO
UFFICIO OPERAZIONI ADDESTRAMENTO

– –

Declassified E.O. 12065 Section 3-402/NNDC No. 175020

ALLEGATO D

Copia fonogramma

DAL X CORPO

AL 53 B.L.U.

170900

---

66 320 (.) RISERVATO (.) IL COMANDANTE DEL CORPO SI CONGRATULA CON IL BATTAGLIONE "BAFILE" PER IL SUO BRILLANTE E VITTORIOSO ASSALTO ALLA BAIONETTA NELLA ZONA 075317 IL QUINDICI APRILE (.)

Declassified E.O. 12065 Section 3-402/NNDG NO. T-2502

DAL X CORPO 170900

AL 53 B.L.U.

---

66 320 (.) RISERVATO (.) IL COMANDANTE DEL CORPO SI CONGRATULA CON IL BATTAGLIONE "BAFILE" PER IL SUO BRILLANTE E VITTORIOSO ASSALTO ALLA BAIONETTA NELLA ZONA 075317 IL QUINDICI APRILE (.)

STATO MAGGIORE R. ESERCITO
OPERAZIONI ADDESTRAMENTO - UFFICIO

9230

Declassified E.O. 12065 Section 3-402/NNDG NO. T-25020

ALLEGATO E

Copia

lì 21 aprile 1945

Caro generale,

è con profondo rammarico che debbo accomiatarmi dal Gruppo di Combattimento "Folgore". Posso dichiarare che tanto il sottoscritto che tutti gli ufficiali del B.L.U. sono fieri dei successi del Gruppo e voglio credere che siamo stati di qualche piccola utilità nello sviluppo del Gruppo alla sua attuale efficienza bellica.

Dei tanti successi raggiunti nel recente combattimento, io fui particolarmente impressionato dalla valorosa azione del II° Btg. del rgt. "Nembo" a Casalecchio de' Conti e credo che Lei converrà che tutto il reggimento "S.Marco" ha lavorato splendidamente sempre.

Ed il loro alto spirito li ha portati avanti ed ha supplito al troppo breve periodo d'addestramento. L'artiglieria, il genio e tutti i servizi hanno, pienamente contribuito, partecipando ai successi del Gruppo e per ultimo, ma non meno importante, il personale del Comando ha lavorato magnificamente e sta continuamente migliorando, man mano che acquista esperienza.

Finalmente vorrei ringraziarla, Generale, per tutte le gentilezze e l'ospitalità che ho ricevuto da Lei e da tutti gli altri ufficiali superiori del Gruppo di Combattimento ed auguro a Loro altri successi ed una rapida vittoria.

Io mi manterrò in contatto con il B.L.U. e con la speranza di

Declassified E.O. 12065 Section 3-402/NNDG NO. 125020

è con profondo rammarico che debbo accomiatar=
mi dal Gruppo di Combattimento "Folgore". Posso dichiarare che tanto il sottoscritto che tutti gli ufficiali del B.L.U. sono fieri dei successi del Gruppo e voglio credere che siamo stati di qualche piccola utilità nello sviluppo del Gruppo alla sua attuale efficienza bellica.

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Ed il loro alto spirito li ha portati avanti ed ha supplito al troppo breve periodo d'addestramento. L'artiglieria, il genio e tutti i servizi hanno, pienamente contribuito, partecipando ai successi del Gruppo e per ultimo, ma non meno importante, il personale del Comando ha lavorato magnificamente e sta continuamente migliorando, man mano che acquista esperienza.

Finalmente vorrei ringraziarla, Generale, per tutte le gentilezze e l'ospitalità che ho ricevuto da Lei e da tutti gli altri ufficiali superiori del Gruppo di Combattimento ed auguro a Loro altri successi ed una rapida vittoria.

Io mi manterrò in contatto con il B.L.U. e con la speranza di avere presto le migliori nuove di Loro tutti, mi creda 9229

suo f.to Brooks

Al Generale MORIGI Giorgio
Comandante del Gruppo di Combattimento "Folgore"

STATO MAGGIORE R. ESERCITO - UFFICIO OPERAZIONI ADDESTRAMENTO

National A.G. 12065 Section 3-402/HHDC NO. T2502

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

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SCHIZZO N° 1

SCHIERAMENTO DEL RGT. MARINA "S. MARCO" AI PRIMI DEL MESE DI MARZO 1945

Declassified E.O. 12065 Section 3-402/NNDC NO. 76502

SCHIERAMENTO DEL RGT. MARINA "S. MARCO"
AI PRIMI DEL MESE DI MARZO 1945

9227

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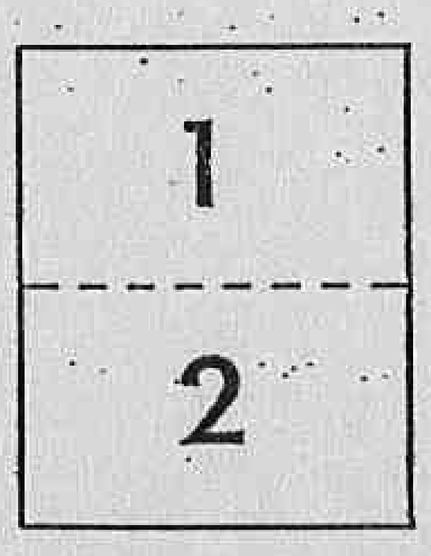
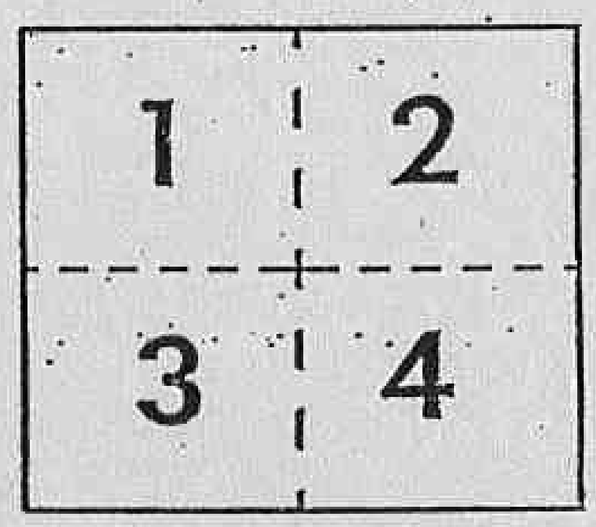
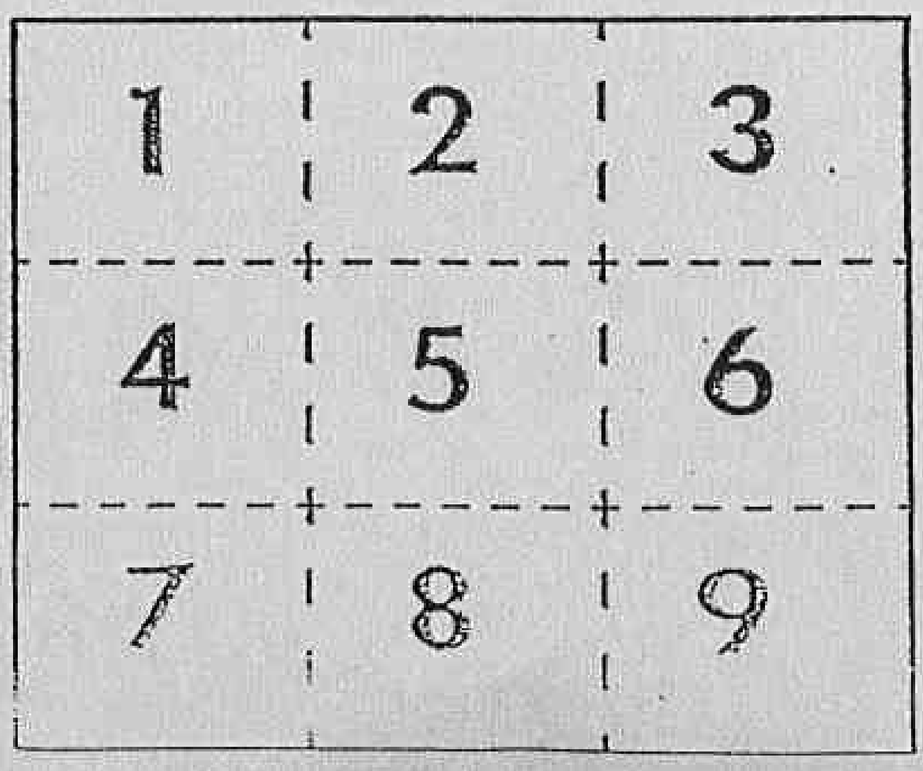
Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

MAPS AND CHARTS TOO LARGE TO FILM ON ONE EXPOSURE ARE FILMED CLOCKWISE BEGINNING IN THE UPPER LEFT CORNER, LEFT TO RIGHT, AND TOP TO BOTTOM.

SEE DIAGRAMS BELOW.







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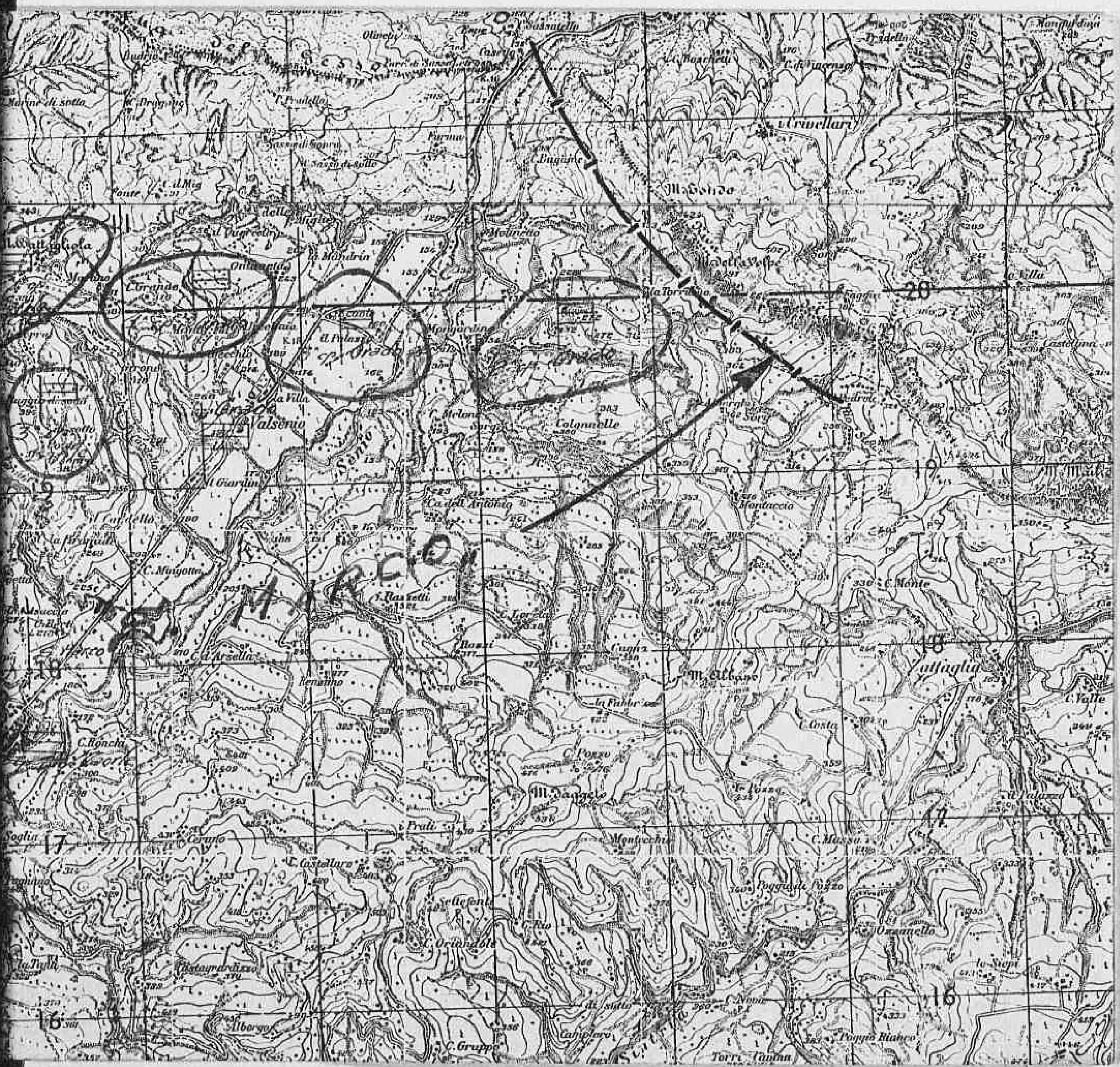
Pongilupo
C. Collinaccia
C. Bosco
Castelvecchio
C. Belvedere
Macerato
Isola
C. Piano
Serotina
Trinquario
Varino
Onnido di Sopra
Monfardina
Dindella
Orvieto
Ponte
Molinetto
la Mandria
Montagnola
Colonnelle
Montecchio
Valsenio
Valfaglia
C. Valle
C. Costa
C. Ponte
Monteggio
Prati
Cerreto
C. Sogna
C. Castellaccio
C. Ronchi
C. Mongotto
C. Monte
C. Massa
Renzino
Roma
C. Arzella
C. Prodello
C. Bugnolo
C. Bugnolo
Olmeto
Canale di Ruvola
Laureta
Pianeta
Fosta
Ca dell'Antonio
Ca del Prato
Ca del Vigneto
Ca del Monte
Ca del Monte
Ca del Monte

Declassified E.O. 12065 Section 3-402/NNDC NO. T85020

Casola Valsenio
Brugno
Monte Battaglia
Monte Cornazzano
Modella Grisa
S. Raffillo
Monte Battaglia
Monte Casale
Valsenio
Monte Sasso di Sotto
Monte Drago
Monte Tamburrino
Monte Tamburrino
Monte Tamburrino

Unclassified E.O. 12065 Section 3-402/NNDC NO. 725020



Declassified E.O. 12065 Section 3-402/NNDC NO. 125020

HEADQUARTERS, ALLIED COMMISSION
Navy Sub-Commission APO 394

NSC/2393
10 May 1945.

FILE

From: Navy Sub-Commission, Hq., Allied Commission.
To : Ministry of Marine, Rome.

Subject: Complementi Company, San Marco Regiment P.M. 92, Discipline of.

1. Through Allied channels, the Navy Sub-Commission has received a copy of CC.RR. report N.19/267 of 5 May 1945, which sets forth the circumstances under which two American Soldiers were wounded on 2 May near the Cinema Berulni, Rome. The incident apparently was originated by Marine Luigi DARI, a member of Complementi Company, San Marco Regiment P.M. 92. The injuries were caused by a hand grenade which had been in the possession of DARI.

2. The Navy Sub-Commission has received information through the Public Safety Sub-Commission, AC, that the above mentioned incident is the third in recent days in which elements of the Complementi Company, San Marco Regiment P. M. 92 have been involved.

3. It is requested that the Ministry of Marine initiate appropriate action with a view to preventing future incidents of this nature. It is considered particularly regrettable that a member of subject Regiment should be able to carry a hand grenade into a crowded city area.

NAVY SUB-COMMISSION 7 ALLIED COMMISSION

cc Public Safety Sec

(Sgd) G. L. WARREN

REAR ADMIRAL
CHIEF, NAVY SUB-COMMISSION, AC.

12 MAY 1945

9226

PC-1

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

PF-1

HEADQUARTERS ALLIED COMMISSION
APO 394.
CIVIL AFFAIRS SECTION

Ref DE/5.14/CA

31 August 45

SUBJECT : Defascism

TO : See Distribution

Herewith translation of DL 472 disqualifying proved fascists from holding certain managerial appointments in private companies.

S.H. WHITE Lt Col
for VP CA Section

DISTRIBUTION :

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Copy for info : RCs Piemonte, Lombardia, Liguria, Venezie Regions
RC Venezia Giulia

Scale of Distribution: RHQ (4); FHQ (2)

9225

(1)

DLL 472 OF 4 AUG 45

DISABILITIES OF DIRECTORS AND STATUTORY CONTROLLERS OF PRIVATE ENTERPRISES

The Italian version of this decree is the only authoritative text. This version is not a literal translation; its object is to inform Officers conveniently of the provisions contained in the Decree.

Officers are referred to the Italian texts for all points of detail or matters of procedure or dispute.

Words in brackets are explanatory and are not included in the original text.

Civil Disabilities of Fascists	Art	1-2
Relief from Disabilities	"	3
Penalties	"	4
Administration	"	5-6
Liability of Managers to Epuration	"	7
Appeals	"	8

CIVIL DISABILITIES OF FASCISTS

1 The undermentioned are hereby disqualified from holding the office of director manager or receiver of a company limited by shares or whose responsibilities are limited in any other way, which has a capital of more than 5 million lire, or of an insurance company having a nominal capital or assets exceeding 1 million lire

a) any person who has been convicted for any of the offences referred to in first part of DLL 159 of 27 July 1944 notwithstanding that the sentence (which may have been imposed upon him in respect of such offence) does not include exclusion from public office;

b) any person who has suffered confiscation under Art 9 of DLL 159 aforesaid;

c) any person who has been subjected to any of the sanctions contained in the first para of Art 1, or the first or second para of Art 3 of DLL 149 of 26 Apr 45;

d) any person who

(i) has been deprived of the right to vote as having held one of the fascist offices mentioned in the decree of the President of the Council of Ministers dated the 2 Feb 45 and published in the Official Gazette No 20 of 15 Feb 45, or who

(ii) has been a member of the fascist government after 3 Jan 45, or

(iii) having been a militant member of the fascist party subsequent to that date, has held the office of deputy or national councillor, or

(iv) being a senator has been removed from office under the last para of Art 8 of DLL 159 of 27 Jul 44; or

(v) has suffered forfeiture of profits derived from the regime under DLL 364 of 31 May 45;

e) any person who by final judgement under Art 22 of DLL 159 of 27 Jul 44 has been deprived of his right to pension;

Any person within any of the above description who at the date of this decree coming into force is in office as a director manager or receiver is hereby relieved from such office or appointment.

9224

2 No contract for public works and no public utility concession shall be granted to any company not within the provisions of Art 1 hereof nor to any

Declassified E.O. 12065 Section 1-402/NND No. 782020

CIVIL DISABILITIES OF FASCISTS

1 The undermentioned are hereby disqualified from holding the office of director manager or receiver of a company limited by shares or whose responsibilities are limited in any other way, which has a capital of more than 5 million lire, or of an insurance company having a nominal capital or assets exceeding 1 million lire

a) Any person who has been convicted for any of the offences referred to in first part of DLL 159 of 27 July 1944 notwithstanding that the sentence (which may have been imposed upon him in respect of such offence) does not include exclusion from public office;

b) any person who has suffered confiscation under Art 9 of DLL 159 aforesaid;

c) any person who has been subjected to any of the sanctions contained in the first para of Art 1, or the first or second para of Art 3 of DLL 149 of 26 Apr 45;

d) any person who

(i) has been deprived of the right to vote as having held one of the fascist offices mentioned in the decree of the President of the Council of Ministers dated the 2 Feb 45 and published in the Official Gazette No 20 of 15 Feb 45, or who

(ii) has been a member of the fascist government after 3 Jan 45, or

(iii) having been a militant member of the fascist party subsequent to that date, has held the office of deputy or national councillor, or

(iv) being a senator has been removed from office under the last para of Art 8 of DLL 159 of 27 Jul 44; or

(v) has suffered forfeiture of profits derived from the regime under DLL 364 of 31 May 45;

e) any person who by final judgement under Art 22 of DLL 159 of 27 Jul 44 has been deprived of his right to pension;

Any person within any of the above description who at the date of this decree coming into force is in office as a director manager or receiver is hereby relieved from such office or appointment.

9224

2 No contract for public works and no public utility concession shall be granted to any company not within the provisions of Art 1 hereof nor to any private concern whose directors or owners are within any of the descriptions contained in Art 1 hereof. Contracts already in existence shall remain valid for a period of one year from the date of publication of this decree.

RELIEF FROM DISABILITIES

3 Provided however that persons within the descriptions contained in subpara (d) of Art 1 who distinguished themselves in the fight against the Germans or, before the outbreak of the present war, took an open stand against fascism and ceased to belong to the national fascist party may be relieved from such disqualification.

Such relief against which there shall be no appeal may be granted on the request of the person concerned. The Commission to hear such requests shall be appointed by the Council of Ministers and constituted as follows:

Declassified E.O. 12065 Section 1-402/NNDO No. 125020

a) the High Commissioner for sanctions against fascism or a person appointed by him;
b) two citizens of acknowledged probity and of sound anti-fascist record nominated (respectively) by employers and workers organisations.
Two substitute members may be appointed on the nominations of the said organisations.

The Commission may in suitable cases limit the disqualification referred to in Art 1 to a definite period of time.

Such relief may also be granted by the Commission in cases involving only slight political activity or in the case of persons who are of acknowledged technical and administrative ability or who have shown substantial and effective opposition to fascism or to the German invader during the occupation.

Directors and owners of companies and concerns referred to in Art 2, who are within the description of subpara (d) of Art 1 hereof may apply for relief under this Art, for the purpose of excluding or limiting the sanctions contained in Art 2 hereof.

PENALTIES

4 Directors, Managers or Receivers of companies to which Art 1 applies, who are within any of the descriptions contained therein, who continue to exercise the functions of their office, shall be liable to one year's imprisonment and a fine of one hundred thousand lire. Persons within the above mentioned descriptions who (hereafter) take up a position referred to in Art 1 shall be liable to the same punishment.

The manager of any company who is aware of the fact that any person disqualified under Art 1 hereof continues to exercise in any such company the functions of his office and fails to notify the president of the tribunal which has jurisdiction over the district in question of such illegality, shall be liable to six months imprisonment and a fine of fifty thousand lire. A manager who, being aware that a person appointed director, manager or receiver of a company after this decree comes into force is disqualified under Art 1 hereof, fails to report such illegality to the Tribunal having jurisdiction, shall be liable to the same punishment.

Directors or owners of companies or concerns within Art 2 hereof who are within the description contained in Art 1, who nevertheless enter into contracts for public works or receive concessions of public utilities, shall be liable to the penalties laid down in the first paragraph (hereof).

ADMINISTRATION

5 Within thirty days from the coming into force of this decree every company within the provisions of Art 1 hereof shall file at the Chancelry of the Tribunal having jurisdiction a declaration containing the names of their directors, managers or receivers who have ceased to act as such under the provisions of para 2 of the said Art and shall serve notice of the said declaration on the person concerned by registered letter.

On the expiration of such period the High Commissioner for sanctions against fascism may issue a decree removing from office any director, manager or receiver whose name has not been reported under the preceding para as having vacated his office. Notice of the decree shall be served on the person concerned. For the above purpose, the High Commissioner may require any director, manager or receiver of any company within the provisions of Art 1 hereof to complete within a stated time a special questionnaire to show whether he is within any of the descriptions

Declassified E.O. 12065 Section 3-402/NNDC NO. 165020

Art 2 hereof.

PENALTIES

4 Directors, Managers or Receivers of companies to which Art 1 applies, who are within any of the descriptions contained therein, who continue to exercise the functions of their office, shall be liable to one year's imprisonment and a fine of one hundred thousand lire. Persons within the above mentioned descriptions who (hereafter) take up a position referred to in Art 1 shall be liable to the same punishment.

The manager of any company who is aware of the fact that any person disqualified under Art 1 hereof continues to exercise in any such company the functions of his office and fails to notify the president of the tribunal which has jurisdiction over the district in question of such illegality, shall be liable to six months imprisonment and a fine of fifty thousand lire. A manager who, being aware that a person appointed director, manager or receiver of a company after this decree comes into force is disqualified under Art 1 hereof, fails to report such illegality to the Tribunal having jurisdiction, shall be liable to the same punishment.

Directors or owners of companies or concerns within Art 2 hereof who are within the description contained in Art 1, who nevertheless enter into contracts for public works or receive concessions of public utilities, shall be liable to the penalties laid down in the first paragraph (hereof).

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On the expiration of such period the High Commissioner for sanctions against fascism may issue a decree removing from office any director, manager or receiver whose name has not been reported under the preceding para as having vacated his office. Notice of the decree shall be served on the person concerned. For the above purpose, the High Commissioner may require any director, manager or receiver of any company within the provisions of Art 1 hereof to complete within a stated time a special questionnaire to show whether he is within any of the descriptions contained in the said article.

Any person failing to complete and return such questionnaire within the said time limit or who makes a false or incomplete declaration shall be liable to the penalties prescribed for giving false or reticent testimony.

6 If the person concerned is of opinion that his removal has been unjustly ordered, he may within 10 days of receiving such notice appeal to the Commission formed under Art 3 hereof.

Decrees against which no appeal has been lodged within the prescribed time and decrees appeals against which have been rejected shall be transmitted to the chancelries of the Tribunals having jurisdiction.

LIABILITY OF MANAGERS TO EVICTION

7 Any person within the descriptions contained in Art 1 (hereof) who has been

Declassified E.O. 12065 Section 3-402/NNDC No. T-2520

deprived of his right to the position of director, manager or receiver in accordance with the preceding article, is hereby disqualified from holding the position of technical or administrative manager, departmental or office or office head, branch manager or any office in which he exercises powers delegated to him both as to the companies in which he hold any of the above mentioned positions or in any associated company which is within Art 1 hereof.

APPEALS

8 Art 24 of DL 159 of 1944 shall apply to the provisions of this decree.

9 This Decree shall come into force in the territories not restored to Italian Administration on such day as may be ordered by the Allied Military Government.

Declassified E.O. 12065 Section 3-402/NNDC NO. 165020

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

9223

DUL 472 OF 4 AUG 45

DISABILITIES OF DIRECTORS AND STATUTORY CONTROLLERS OF PRIVATE ENTERPRISES

Declassified E.O. 12065 Section 3-402/NND NO. 785020

DISABILITIES OF DIRECTORS
AND
STATUTORY CONTROLLERS
OF
PRIVATE ENTERPRISES

CA Sec 31 Aug 45

Declassified E.O. 12065 Section 3-402/NNDC NO. 45020

Unclassified E.O. 12065 Section 3-402/NNDC NO. 785020

Naval S/C

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

DF/3.39/CA 9 July 45

SUBJECT : Defascism - Epuration of the Professions.

TO : See Distribution

Enclosed for your information are copies, in English and Italian of General Order No 35 - B.

G.R. UPTON Brig,
VP CA Section.

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RCs Piemonte, Lombardia, Emilia, Liguria, Venezia Regions
For Info : SCAOs 5 Army, 8 Army, IV Corps, Venezia Giulia.

Scale of Distribution : RHQ (4) - RHQ (2)

P/F-11 9222

ALLIED MILITARY GOVERNMENT
OF OCCUPIED TERRITORY

GENERAL ORDER NO 35 - B

EPURATION OF THE PROFESSIONS

WHEREAS it is desirable to suspend certain former members of the Fascist Party from the exercise of their professions or callings

I, ELLERY WHEELER STONE, Rear Admiral, United States Naval Reserve, Chief Civil Affairs Officer, for and on behalf of the Supreme Allied Commander and Military Governor hereby order as follows:

ARTICLE I

Any person exercising such of the professions referred to in Article 23 of DLL 159 of 27 July 1944 as may be specified by order of the Regional Commissioner of the Allied Military Government shall be subject to proceedings under General Order No 35 of the Allied Military Government as modified by this Order and the provisions and principles of General Order No 35 shall apply by analogy to all such persons and proceedings.

ARTICLE II

For the purposes of this Order, Article IV, Section (a) of General Order No 35 shall be modified to read as follows:

> Not later than 7 days after the coming into operation of this Order the Keeper of the Rolls in a Province of, or (as the case may be) the provincial authority supervising the professions to which this Order applies or has been made applicable by order of the Regional Commissioner mentioned in Article I hereof shall give notice to such members of the profession as may be specified by the Regional Commissioner that this Order has come into operation in that Province.
>
> Provided that the omission to give such notice shall not afford a defence to a person charged with non-compliance with the provisions of General Order No 35 as modified by Article III of this Order.

ARTICLE III

(a) Members of professions are not divided into categories as provided in Article V, Section (a) of General Order No 35, but any member of a profession subject to Article 23 of DLL 159 who may from time to time be ordered by or on behalf of the Regional Commissioner of Allied Military Government through the [illegible] mentioned in Article II hereof to complete a scheda personale shall

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Declassified E.O. 12065 Section 3-402/NNDC NO. 185020

ARTICLE I

Any person exercising such of the professions referred to in Article 23 of DLL 159 of 27 July 1944 as may be specified by order of the Regional Commissioner of the Allied Military Government shall be subject to proceedings under General Order No 35 of the Allied Military Government as modified by this Order and the provisions and principles of General Order No 35 shall apply by analogy to all such persons and proceedings.

ARTICLE II

For the purposes of this Order, Article IV, Section (a) of General Order No 35 shall be modified to read as follows:

> Not later than 7 days after the coming into operation of this Order the Keeper of the Rolls in a Province of, or (as the case may be) the provincial authority supervising the professions to which this Order applies or has been made applicable by order of the Regional Commissioner mentioned in Article I hereof shall give notice to such members of the profession as may be specified by the Regional Commissioner that this Order has come into operation in that Province.
>
> Provided that the omission to give such notice shall not afford a defence to a person charged with non-compliance with the provisions of General Order No 35 as modified by Article III of this Order.

ARTICLE III

(a) Members of professions are not divided into categories as provided in Article V, Section (a) of General Order No 35, but any member of a profession subject to Article 23 of DLL 159 who may from time to time be ordered by or on behalf of the Regional Commissioner of Allied Military Government through the authority mentioned in Article II hereof to complete a scheda personale shall complete, sign and lodge the same with the aforementioned authority within 7 days of receiving notice of such order. The said authority shall, within 2 days of the receipt of any such schede, cause a list of such schede to be prepared and transmitted with the schede personali to the appropriate Commission established under General Order No 35.

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(b) For the purpose of Article V, Section (b) and (c) of General Order No 35 the Authorities specified in Article II hereof shall be substituted for the "head of the administration or undertaking".

Declassified E.O. 12065 Section 3-402/NNDD No. 18502

ARTICLE IV

For the purpose of Articles VI and IX of General Order No 35 the authorities specified in Article II hereof shall be substituted for the "employer".

ARTICLE V

Effect of Suspension Order -- A Suspension Order made against any person suspends that person from the exercise of his profession as from the date of the Order.

ARTICLE VI

This Order shall come into effect in any Province or part thereof on the date of its first posting therein.

FOR THE SUPREME ALLIED COMMANDER AND MILITARY GOVERNOR :

s/

ELLERY WHEELER STONE,
Rear Admiral,
United States Naval Reserve,
Chief Civil Affairs Officer.

Dated : - 9 LUG 1945

Declassified E.O. 12065 Section 3-402/NNDC No. 65020

GOVERNO MILITARE ALLEATO
DEL TERRITORIO OCCUPATO

ORDINANZA GENERALE NO. 35 - B

EPURAZIONE NELLE PROFESSIONI

DATO che conviene sospendere alcuni elementi gia' appartenenti al Partito Fascista dall'esercizio della loro professione, arte o mestiere,

Io, ELLERY WHEELER STONE, Contrammiraglio della Riserva della Marina degli Stati Uniti, Ufficiale Capo degli Affari Civili, in nome e per conto del Commandante Supremo Alleato e Governatore Militare, ordino quanto segue:

ARTICOLO I

Sono soggetti ai procedimenti previsti dall'Ordinanza Generale No. 35 del Governo Militare Alleato, salvo le modifiche apportate dalla presente Ordinanza, coloro che esercitano, tra le professioni di cui all'Art. 23 del DLL 27 Luglio 1944, No 159, quelle che saranno specificate con ordinanza del Commissario Regionale del Governo Militare Alleato; alle persone ed ai procedimenti suddetti si applicheranno per analogia le disposizioni ed i principi dell'Ordinanza Generale No 35.

ARTICOLO II

Agli effetti della presente Ordinanza, la lettera (a) dell'Art. IV dell'Ordinanza Generale No 35 e' modificata come segue:

> Nei 7 giorni successivi all'entrata in vigore della presente Ordinanza, l'organo incaricato nella Provincia della tenuta degli Albi per l'esercizio delle professioni, arti o mestieri nei cui confronti la presente Ordinanza si applica o e' resa applicabile d'ordine del Commissario Regionale menzionato all'Art. I o, se del caso, l'organo provinciale di controllo sulle dette professioni, arti o mestieri, dara' avviso della entrata in vigore della presente Ordinanza nella Provincia stessa a coloro che esercitano una professione, arte o mestiere e siano specificati dal Commissario Regionale.
>
> Resta comunque fermo che il mancato invio del suddetto avviso non potra' essere addotto a discarico di chi sia imputato di trasgressione alle disposizioni dell'Ordinanza Generale No 35, modificate dall'Art III della presente Ordinanza.

ARTICOLO III

(a) Gli esercenti una professione, arte o mestiere non sono ripartiti nelle

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Declassified E.O. 12065 Section 3-402/NNDC No. 77502

ARTICOLO I

Sono soggetti ai procedimenti previsti dall'Ordinanza Generale No. 35 del Governo Militare Alleato, salve le modifiche apportate dalla presente Ordinanza, coloro che esercitano, tra le professioni di cui all'Art. 25 del DLL 27 Luglio 1944, No 159, quelle che saranno specificate con ordinanza del Commissario Regionale del Governo Militare Alleato; alle persone ed ai procedimenti suddetti si applicheranno per analogia le disposizioni ed i principi dell'Ordinanza Generale No 35.

ARTICOLO II

Agli effetti della presente Ordinanza, la lettera (a) dell'Art. IV dell'Ordinanza Generale No 35 e' modificata come segue:

Nei 7 giorni successivi all'entrata in vigore della presente Ordinanza, l'organo incaricato nella Provincia della tenuta degli Albi per l'esercizio delle professioni, arti o mestieri nei cui confronti la presente Ordinanza si applica o e' resa applicabile d'ordine del Commissario Regionale menzionato all'Art. I o, se del caso, l'organo provinciale di controllo sulle dette professioni, arti o mestieri, dara' avviso della entrata in vigore della presente Ordinanza nella Provincia stessa a coloro che esercitano una professione, arte o mestiere e siano specificati dal Commissario Regionale.

Resta comunque fermo che il mancato invio del suddetto avviso non potra' essere addotto a discarico da chi sia imputato di trasgressione alle disposizioni dell'Ordinanza Generale No 35, modificate dall'Art III della presente Ordinanza.

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ARTICOLO III

(a) Gli esercenti una professione, arte o mestiere non sono ripartiti nelle categorie previste dall'Art V, (a) dell'Ordinanza Generale No 35, ma chiunque, esercitando una delle professioni, arti o mestieri contemplati dall'Art. 25 del DLL 27 luglio 1944, No 159, riceva, tramite l'autorita' menzionata allo Art. II, dal Commissario Regionale del Governo Militare Alleato, o in suo nome, l'ordine di riempire una scheda personale, dovra' riempirla, firmarla e presentarla alla suddetta autorita' nei sette giorni dalla data di ricezione dell'ordine stesso. Tale autorita', nei due giorni dalla ricezione di ciascuna scheda, ne curera' l'iscrizione in una lista da essere trasmessa, con le schede personali, alla Commissione competente istituita a norma dell'Ordinanza Generale No. 35.

Declassified E.O. 12065 Section 3-402/NNDC No. 75020

(b) Agli effetti dell'Art V, (b) e (c) dell'Ordinanza Generale No. 35, "il Capo dell'Amministrazione od Azienda" viene sostituito dagli organi specificati nell'Art. II della presente Ordinanza.

ARTICOLO IV

Agli effetti degli Art. VI e IX dell'Ordinanza Generale No. 35 "il datore di lavoro" viene sostituito dagli organi specificati nell'Art. II della presente Ordinanza.

ARTICOLO V

Effetti dell'ordine di sospensione. -- L'ordine di sospensione contro chiunque emanato sospende la persona dall'esercizio della sua professione, arte o mestiere a partire dalla data dell'ordine stesso.

ARTICOLO VI

La presente Ordinanza entra in vigore in ogni Provincia o parte di essa alla data della sua prima affissione nella stessa.

PER IL COMANDANTE SUPREMO ALLEATO E GOVERNATORE MILITARE :

sa/

ELLERY WHEELER STONE,
Contrammiraglio,
Riserva della Marina degli Stati Uniti,
Ufficiale Capo degli Affari Civili

Declassified E.O. 12065 Section 3-402/NNDC NO. 165020

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

7 July 45

Ref : DW/5.2D/CA

SUBJECT : Defascism - DL 179 of 22 Apl 45.

TO : See Distribution

Enclosed is translation of DL 179, amending DLs 159, 257 and 285 of 1944 and DL 44 of 1945, for your information.

for E.R. URJOHN Brig,
VP CA Section

DISTRIBUTION:

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Comms S/C (2)
PRB

RCs Piemonte, Lombardia, Emilia, Liguria, Venezie Regions (2)
For info : SCAOs 5 Army, 8 Army, IV Corps, XIII Corps

PF-1

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EPURATION

DL 179 of 22 Apr 45

Amending DL 159, 257 & 285 of 1944

and DL 44 of 1945

The Italian version of this decree is the only authoritative text. This version is not a literal translation; its object is to inform officers conveniently of the provisions contained in the Decree.

Officers are referred to the Italian text for all points of detail or matters of procedure or dispute.

Presidents of Commissions	Art 1
Sub-Commissions	" 2
Appeals	" 3-5
Retirement	" 6-8
Time limits	" 9-11

PRESIDENTS OF COMMISSIONS

1 Instead of magistrates as directed by Art 18 of DL 159 of 27 Jul 44 the following may preside over Epuration Commissions of first instance:-

a) Professors (di ruolo) of law of a University or of an institution of higher learning of the Kingdom;

b) Lawyers whose names appear in the special register created by art 33 of RDL 1578 of 27 Nov 1933, embodied into law No 36 of 22 Jan 1934;

c) Retired administrative officials of State Departments, who, upon the cessation of their service, were of not less than fifth grade.

SUB-COMMISSIONS

2 A sub-commission under art 16 of DLL 285 of 23 Oct 1944 may be formed, whenever the circumstances mentioned in the said Article exist. Such a sub-commission may also be formed for any body within sub-paras 2 & 3 of Art 11 of DLL 159 of 27 July 1944.

APPEALS

3 The time limits for an appeal to the central epuration Commission, under arts. 20 and 25 of DLL 159 of 27 July 1944, is extended to 6 days for the person concerned and to 30 days for the High Commissioner for sanctions against fascism.

But this provision shall not apply to time limits which expired before this decree came into force.

4 An appeal whether of the person concerned or of the High Commissioner for sanctions against fascism, against the decision of an epuration Commission of first instance, shall be filed at the secretariat of the central Commission.

Notice of the said appeal shall be served by the Secretariat

a) where the appeal has been filed by the person concerned on the High Commis-

Declassified E.O. 12065 Section 3-402/NNDG NO. 125020

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Presidents of Commissions	Art 1
Sub-Commissions	" 2
Appeals	" 3-5
Retirement	" 6-8
Time limits	" 9-11

PRESIDENTS OF COMMISSIONS

1 Instead of magistrates as directed by Art 18 of DL 159 of 27 Jul 44 the following may preside over Epuration Commissions of first instance:-

a) Professors (di ruolo) of law of a University or of an institution of higher learning of the Kingdom;

b) Lawyers whose names appear in the special register created by art 33 of RDL 1578 of 27 Nov 1933, embodied into law No 36 of 22 Jan 1934;

c) Retired administrative officials of State Departments, who, upon the cessation of their service, were of not less than fifth grade.

SUB-COMMISSIONS

2 A sub-commission under art 16 of DLL 285 of 23 Oct 1944 may be formed, whenever the circumstances mentioned in the said Article exist. Such a sub-commission may also be formed for any body within sub-paras 2 & 3 of Art 11 of DLL 159 of 27 July 1944.

APPEALS

3 The time limits for an appeal to the central Epuration Commission, under arts. 20 and 23 of DLL 159 of 27 July 1944, is extended to 6 days for the person concerned and to 30 days for the High Commissioner for sanctions against fascism.

But this provision shall not apply to time limits which expired before this decree came into force.

4 An appeal whether of the person concerned or of the High Commissioner for sanctions against fascism, against the decision of an epuration Commission of first instance, shall be filed at the secretariat of the central Commission. 9218

Notice of the said appeal shall be served by the Secretariat

a) where the appeal has been filed by the person concerned on the High Commissioner and

b) where the appeal has been filed by the High Commissioner on the person concerned.

The Secretariat of the central Commission shall, upon receipt of an appeal, forthwith require the appropriate commission of first instance to transmit to the Secretariat the papers relating to the proceedings against which the appeal is made.

5 Notice of the decision of the central Commission shall be served by the secretariat

a) on the High Commissioner for sanctions against fascism;

b) on the person concerned and

c) on the Department employing him.

Declassified E.O. 12065 Section 3-402/NNDC No. 185020

RETIREMENT

6 When epuration proceedings are contemplated an employee may nevertheless be placed in retirement either in the ordinary course or upon application if conditions contained in present legislation are fulfilled.

The Department concerned must give immediate notice to the High Commission for sanctions against fascism of any such action taken.

The latter may within thirty days of receipt of the said notice ask the appropriate Commission to initiate proceeding to decide whether any pension shall be forfeited. In the absence of any such request or if the High Commissioner expressely refuses to make such a request no proceedings shall be brought.

7 Discharged Military personnel and civilian employees placed in retirement under art 2 of DLL 257 of 11 Oct 1944 or art 6 of this decree shall not, under any circumstance, be employed or re-employed in any State Department, in any Public Body or any body controlled or subsidized in any way by the State.

8 Military personnel who cease to be on permanent active service in consequence of the application of art 2 of DLL 257 of 11 Oct 1944, shall be placed in one of the categories of discharge under the appropriate regulation as to their status, and shall have the right to the same remuneration as those of equal rank, retired on account of age, to the same category of discharge.

TIME LIMITS

9 As regards the personnel retired under art 2 of DLL No 257 of 11 Oct 1944, who on the day on which this decree came into force were in territory not yet restored to Italian Administration, the time limits contained in para 1 of art 4 of the said decree are extended to 6 months after the restoration of the said territory to Italian Administration.

10 As regards persons employed in the Ministry of posts and telecommunications itself, the time limits for the initiation of epuration proceedings contained in the first paragraph of art 25 of DLL 159 of 27 July 1944 as extended by art 1 of DLL No 56 of 12 March 1945, are hereby extended to 15 May 1945. This provision shall be effective as from 16 April 1945.

As regards the civil personnel employed in any other Ministry the date of expiry of the time limit contained in para 1 of art 1 of DLL No 56 of 12 March 1945 and, except for military personnel attached to a Ministry, as to the time limit contained in para 3 of the same article, shall remain unaltered.

As regards all other persons the time limit for initiating epuration proceedings is extended to August 15 1945.

The time limits referred to in the first paragraph of art 2 of DLL No 44 of 23 Feb 1945 for the completion of the proceedings before the Commissions of first instance shall be extended by 30 days.

11 The present decree shall come into force on the day of its publication in the Official Gazette of the Kingdom (12 May 1945).

Unclassified E.O. 12065 Section 3-402/NNDC NO. 125120

8 Military personnel who cease to be on permanent active service [illegible] of the application of art 2 of DLL 257 of 11 Oct 1944, shall be placed in one of the categories of discharge under the appropriate regulation as to their status, and shall have the right to the same remuneration as those of equal rank, retired on account of age, to the same category of discharge.

TIME LIMITS

9 As regards the personnel retired under art 2 of DLL No 257 of 11 Oct 1944, who on the day on which this decree came into force were in territory not yet restored to Italian Administration, the time limits contained in para 1 of art 4 of the said decree are extended to 6 months after the restoration of the said territory to Italian Administration.

10 As regards persons employed in the Ministry of posts and telecommunications itself, the time limits for the initiation of epuration proceedings contained in the first paragraph of art 25 of DLL 159 of 27 July 1944 as extended by art 1 of DLL No 56 of 12 March 1945, are hereby extended to 15 May 1945. This provision shall be effective as from 16 April 1945.

As regards the civil personnel employed in any other Ministry the date of expiry of the time limit contained in para 1 of art 1 of DLL No 56 of 12 March 1945 and, except for military personnel attached to a Ministry, as to the time limit contained in para 3 of the same article, shall remain unaltered.

As regards all other persons the time limit for initiating epuration proceedings is extended to August 15 1945.

The time limits referred to in the first paragraph of art 2 of DLL No 44 of 23 Feb 1945 for the completion of the proceedings before the Commissions of first instance shall be extended by 30 days.

11 The present decree shall come into force on the day of its publication in the Official Gazette of the Kingdom (12 May 1945).

Declassified E.O. 12065 Section 3-402/NNDC NO. 85020

Declassified E.O. 12065 Section 3-402/NNDG NO. 785020

Navat P/E

MEMORANDUM

20 June 45

Ref: DF/2 B/CA

SUBJECT : Defascism - Dismissal by CLN

TO : See Distribution below

1 A question has arisen as to the right to redress of a State Official who has been removed from office by the local CLN, if the Regional Commissioner is permitting his successor, also appointed by the CLN, to exercise the functions of the office.

2 The following action is appropriate. The official suspended should be served with a Scheda under CO 35 and the normal epuration procedure under that Order should be carried out.

a) If he is found to be a fascist, his suspension will be formally ordered, no difficulty about his salary will arise and in due course he will appear under DL 159.

b) If he is found to be no fascist, he has a claim for re-instatement and arrears of salary; but, if it is found for any reason inexpedient to re-instate him in that district, the appropriate procedure is to notify this HQ that he has been cleared, but that it is considered inexpedient to re-employ him locally. The appropriate Ministry will then be informed and he will be re-employed elsewhere. With the present shortage of officials the Government will be glad so to use him.

3 Where the Regional Commissioner finally decides to permit the CLN appointee to carry on in the office to which he has been appointed by them, the Regional Commissioner should confirm the appointment in writing.

4 Powers expressed in this directive to be exercised by a Regional Commissioner may be delegated by him to a Provincial Commissioner.

5 Attention is also called to para 14 of Admin Instructions to CO 35.

BY COMMAND OF REAR ADMIRAL STONE

G.R. URJOHN Brig,
VP CA Section

DISTRIBUTION :
HCs Emilia, Lombardia, Liguria, Venezia, Piemonte Regions
SCAOs 8 Army, 5 Army, IV Corps, XIII Corps
DCCAO - 15 Army Group
Scale of Distribution : RHQ and SCAO (4); PHQ (2)
All Defascising Sub-Commissions

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PF-1

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

22 May 45

Ref DF/AB/CA

SUBJECT : Defascism - Time Limit

TO : See Distribution

Please take no action on DF/AB/CA of 19 May. This Section will take other steps to obtain the information it desires.

S.H. WHITE Lt Col,
for VP CA Section

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Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

19 May 45

Ref DP/4E/CA

SUBJECT : Defascism - Time Limit

TO : See Distribution

1 It is understood that a large number of appeals are being delayed for periods of two and three months by the High Commissioner. Although this official is now permitted 30 days (art 3, DLL 179) instead of 20 days (art 20, DLL 159) within which to exercise his right of appeal to the Central Commission, the time limits are in effect avoided by the practice of filing a pro forma notice of appeal. The file is then retained at the High Commissioner's Office for two or three months before being sent to the Central Commission with a new and complete notice of appeal.

2 Reports will be obtained from the Secretaries of the Commissions of Epuration of first instance of the number of cases in which this has occurred and the periods of time taken by the High Commissioner to perfect his appeals. Will you please submit by 1 June 1945 the number of cases retained by the High Commissioner in this way, and the approximate periods of time elapsing between the time case files were turned over to him and the time his appeal was perfected.

S.H. WHITE Lt Col,
for VP CA Section

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Declassified E.O. 12065 Section 3-402/NNDC NO. T25020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

21 May 45

Ref DF/5.20/Ch

SUBJECT : Defascism - DL 179

TO : See Distribution

The following is a summary of the effect of DL 179 of 22 Apr 45 which amends several of the previous decrees. A formal translation is not being issued.

Art	Effect	Affects
1.	Allows professors of law, avvocati admitted to practice before the Court of Cassation and retired administrative officers of not less than the fifth grade to preside over epuration Commissions of first instance.	A.18 of DL 159
2.	Allows divisions of ministerial Commissions to sit provincially in all cases.	A.16 of DL 285 A.11 of DL 159
3.	Increases the time limit for lodging an appeal if by the defendant to 6 days if by the MG to 30 days	A. 20 & 23 of DL 159
4.	Permits appeals to be filed at the Central Commission and in such case requires the secretariat to notify the other party.	
5.	Requires the Central Commission to notify the High Commission, the other party and the Department employing him of the result of an appeal.	
6.	Allows any official liable to epuration to be retired and requires notice of any such retirement to be served on the MG who may within 30 days require epuration proceedings to be brought for the purpose of determining the pension which shall be payable.	
7.	Prohibits the re-employment in statal or parastatal bodies of military personnel who have been discharged or of civilian employees retired under A 2 of DL 257 or A 6 hereof.	
8.	Provides as to the status and pensions of military personnel who cease to be actively employed as a result of the application of A. 2 of DL 257.	

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DF-1

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

9.	Extends for territory not yet returned to Italian Administration the time limits within which persons may be retired.	L.2 of DL 257
10.	Extends the time limits for initiating epuration proceedings against employees of the Ministry of Posts and telecommunications to 15 May.	A. 25 of DL 159 A. 1 of DL 56
	The time limit except for civil employees of other Ministries and for military personnel remain unaffected but the time limit for all other persons is extended to 15 Aug.	A. 1 of DL 56
	The time limit for the completion of proceedings is extended by 30 days.	A. 2 of DL 44

C.R. UEJOHN Brig,
VP CA Section

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Scale of Distribution :- PHQ (4), FHQ (2)

Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

HEADQUARTERS ALLIED COMMISSION
APO 394
CIVIL AFFAIRS SECTION

21 May 45

Ref DF/5.20/CA

SUBJECT : Defascism - DL 179

TO : See Distribution

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Art	Effect	Affects
1.	Allows professors of law, avvocati admitted to practice before the Court of Cassation and retired administrative officers of not less than the fifth grade to preside over epuration Commissions of first instance.	A.18 of DL 159
2.	Allows divisions of ministerial Commissions to sit provincially in all cases.	A.16 of DL 285 A.11 of DL 159
3.	Increases the time limit for lodging an appeal if by the defendant to 6 days if by the HC to 30 days	AA 20 & 23 of DL 159
4.	Permits appeals to be filed at the Central Commission and in such case requires the secretariat to notify the other party.	
5.	Requires the Central Commission to notify the High Commission, the other party and the Department employing him of the result of an appeal.	
6.	Allows any official liable to epuration to be retired and requires notice of any such retirement to be served on the HC who may within 30 days require epuration proceedings to be brought for the purpose of determining the pension which shall be payable.	
7.	Prohibits the re-employment in statal or parastatal bodies of military personnel who have been discharged or of civilian employees retired under A 2 of DL 257 or A 6 hereof.	
8.	Provides as to the status and pensions of military personnel who cease to be actively employed as a result of the application of A. 2 of DL 257.	

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Declassified E.O. 12065 Section 3-402/NNDC NO. 785020

9.	Extends for territory not yet returned to Italian Administration the time limits within which persons may be retired.	A.2 of DL 257
10.	Extends the time limits for initiating epuration proceedings against employees of the Ministry of Posts and telecommunications to 15 May.	A. 25 of DL 159 A. 1 of DL 56
	The time limit except for civil employees of other Ministries and for military personnel remain unaffected but the time limit for all other persons is extended to 15 Aug.	A. 1 of DL 56
	The time limit for the completion of proceedings is extended by 30 days.	A. 2 of DL 44

G.R. UPJOHN Brig,
VP CA Section

DISTRIBUTION :-

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RC Emilia Region
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RC Liguria Region
RC Lombardia Region
RC Veneto Region
DCCAO, 15 Army Group
SCAO AMG 8 Army
SCAO AMG 5 Army

CA Section
Local Govt S/C
Legal S/C
Pub Safety S/C
Education S/C
Econ Section
Agric S/C
Commerce S/C

Finance S/C
Pub Works S/C
Air S/C
Naval S/C
Land Forces S/C
Transportation S/C
Communications S/C
PRB

Scale of Distribution :- RFQ (4), FFQ (2)

Defense Areas

Navy Naval S/C

ALLIED MILITARY GOVERNMENT
OF OCCUPIED TERRITORY

GENERAL ORDER NO. 46

EPURATION IN PRIVATE INDUSTRY

WHEREAS it is necessary that persons in private industry who through fascist activities or for fascist motives or for the purpose of collaboration with the Fascist Republican Government or the German invaders have abused their position in such industry, shall be removed from their employment in such industry.

AND WHEREAS it is necessary that such removals be carried out in accordance with the principles of justice and good order

NOW, THEREFORE, I, ELLERY WHEELER STONE, Rear Admiral, United States Naval Reserve, Chief Civil Affairs Officer, for and on behalf of the Supreme Allied Commander and Military Governor, hereby order as follows:

ARTICLE I

This Order shall apply to any company or firm within territory subject to the Allied Military Government in which the same is posted and shall come into force on the date of such posting therein. Such company or firm is hereinafter called the said firm.

ARTICLE II

No worker or employee who now is or may hereafter be employed by the said firm may be dismissed or suspended from his employment with the said firm in consequence of any alleged act, neglect or omission which was earlier in date than the effective date of this Order unless the order for such dismissal or suspension is made in writing and is signed by the manager or receiver of the said firm.

Any person other than such manager or receiver or his duly authorized agent who gives to any worker or employee an order purporting to dismiss or suspend him from employment or who otherwise prevents or endeavours to prevent him from continuing in that employment shall be guilty of an offence.

ARTICLE III

Which it is necessary that a worker or employee who now is or may hereafter be employed by the said firm should be dismissed or suspended from his said employment on account of any act, neglect or omission which was occasioned by fascist motives or resulted from fascist activities or collaboration with the Fascist Republican Government or the German invaders, the procedure set out in this Order shall be followed and the order of dismissal or suspension of the said worker or employee shall be made by the manager or receiver of the said firm in accordance with this procedure and not otherwise.

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AND WHEREAS it is necessary that such removals be carried out in accordance with the principles of justice and good order

NOW, THEREFORE, I, ELLERY WHEELER STONE, Rear Admiral, United States Naval Reserve, Chief Civil Affairs Officer, for and on behalf of the Supreme Allied Commander and Military Governor, hereby order as follows:

ARTICLE I

This Order shall apply to any company or firm within territory subject to the Allied Military Government in which the same is posted and shall come into force on the date of such posting therein. Such company or firm is hereinafter called the said firm.

ARTICLE II

No worker or employee who now is or may hereafter be employed by the said firm may be dismissed or suspended from his employment with the said firm in consequence of any alleged act, neglect or omission which was earlier in date than the effective date of this Order unless the order for such dismissal or suspension is made in writing and is signed by the manager or receiver of the said firm.

Any person other than such manager or receiver or his duly authorized agent who gives to any worker or employee an order purporting to dismiss or suspend him from employment or who otherwise prevents or endeavours to prevent him from continuing in that employment shall be guilty of an offence.

ARTICLE III

When it is necessary that a worker or employee who now is or may hereafter be employed by the said firm should be dismissed or suspended from his said employment on account of any act, neglect or omission which was occasioned by fascist motives or resulted from fascist activities or collaboration with the Fascist Republican Government or the German invaders, the procedure set out in this Order shall be followed and the order of dismissal or suspension of the said worker or employee shall be made by the manager or receiver of the said firm in accordance with this procedure and not otherwise.

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ARTICLE IV

All complaints of the character set forth in Article III against workers and employees of the said firm shall be investigated and determined by an Epuration Commission which shall consist of a President and two members who shall all be appointed, subject to the approval of the Allied Military Government, by the Provincial Commission established in accordance with General Order No. 35 of the Allied Military Government.

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In appointing the said two members the Provincial Commission shall select one member to represent the workers and employees of the said firm and the other to represent the association of employers of the industry concerned, or in the absence of such association to represent the manager/receiver of the said firm.

In making the appointments aforesaid the Provincial Commission shall have regard to the reasonable wishes of the employees and workers and to the association of employers or the manager/receiver of the said firm as the case may be.

Nothing in this Order shall prevent the Epuration Commission when so appointed from being constituted by the Provincial Commission as the Epuration Commission of other firms and companies to which this Order applies in addition to the said firm.

No person, body of persons or commission other than the manager/receiver of the said firm or his duly authorized agent and the said Epuration Commission appointed as aforesaid shall exercise any power purporting to affect the employment of any worker or employee of the said firm.

ARTICLE V

The office of the Epuration Commission shall for the purposes of the said firm be at the office of the said firm.

ARTICLE VI

Any complaint of the nature hereinbefore mentioned against any worker or employee of the said firm shall be made in writing and signed and addressed to the Epuration Commission at the said office and shall state in detail the act, neglect or omission of which complaint is made.

ARTICLE VII

Within two days after receipt of a complaint the Epuration Commission shall inform the person accused either orally or in writing of the fact that such complaint is made and of the substance thereof and shall notify that person that unless he is willing for an order of dismissal or suspension to be made against him he must attend before the said Commission to answer the said complaint.

ARTICLE VIII

If the person accused is not willing for such an order to be made against him the Epuration Commission shall proceed within five days to investigate and hear the said complaint. At such hearing the Commission shall hear such relevant evidence as the complainant and the person accused may wish to give or call before it.

The Epuration Commission shall not proceed against any worker or

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receiver of the said firm or his duly authorized agent and the said Epuration Commission appointed as aforesaid shall exercise any power purporting to affect the employment of any worker or employee of the said firm.

ARTICLE V

The office of the Epuration Commission shall for the purposes of the said firm be at the office of the said firm.

ARTICLE VI

Any complaint of the nature hereinbefore mentioned against any worker or employee of the said firm shall be made in writing and signed and addressed to the Epuration Commission at the said office and shall state in detail the act, neglect or omission of which complaint is made.

ARTICLE VII

Within two days after receipt of a complaint the Epuration Commission shall inform the person accused either orally or in writing of the fact that such complaint is made and of the substance thereof and shall notify that person that unless he is willing for an order of dismissal or suspension to be made against him he must attend before the said Commission to answer the said complaint.

ARTICLE VIII

If the person accused is not willing for such an order to be made against him the Epuration Commission shall proceed within five days to investigate and hear the said complaint. At such hearing the Commission shall hear such relevant evidence as the complainant and the person accused may wish to give or call before it.

The Epuration Commission shall not proceed against any worker or employee who has not received notice of the complaint against him in accordance with Article VII hereof or who has not been given proper and adequate opportunity to appear before the Epuration Commission for the hearing.

ARTICLE IX

At such hearing the Epuration Commission shall consider only whether the person accused has been guilty of the act, neglect or omission specified

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in the said complaint and if so whether such guilt has been occasioned by fascist motives or has been a result of fascist activities or of collaboration with the Fascist Republican Government or the German invaders. For this purpose the Epuration Commission shall apply by analogy the principles established in Part II of DLL 159 of 27 July 1944. The Epuration Commission shall then decide (if necessary by a majority vote) and shall report in writing to the manager/receiver of the said firm and to the complainant and to the person accused :

a) Whether the complaint is found to be proved; and if so

b) Whether the Epuration Commission decides that the person accused be dismissed from his said employment or be suspended therefrom for a period to be specified by the Epuration Commission and not to exceed one year from the date of the hearing.

ARTICLE X

Upon receipt of the said report the manager/receiver of the said firm shall make in writing and serve upon the person accused an order in accordance with the said report.

An order of suspension shall have effect to suspend the worker or employee from his employment with the said firm for the period specified without any salary or allowances.

An order of dismissal shall have effect to dismiss the worker or employee from his employment with the said firm without any salary or allowances save that he shall be entitled to receive the indennita' di licenziamento up to the amount of any contributions previously made by him.

ARTICLE XI

Any worker or employee who since the liberation from the Germans of the town in which the said firm is situate and before the date of this Order has been dismissed from employment with the said firm on any of the grounds mentioned in this Order and who claims to be entitled to reinstatement may apply to the Epuration Commission for such reinstatement. The Epuration Commission shall thereupon give public notice of such application and unless within three days after such notice the Epuration Commission receives a complaint as laid down in Article VI hereof the Epuration Commission shall recommend and the manager/receiver of the said firm shall order such reinstatement.

If any such complaint is received the same shall be investigated as hereinbefore mentioned.

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ARTICLE XII

It is further provided that for the purpose of Arts VI, VII, and XI hereof in all cases where the guilt (within the meaning of this Order) of any worker or employee is notorious to the Epuration Commission and well authenticated, it shall not be necessary for any formal complaint

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Upon receipt of the said report the manager/receiver of the said firm shall make in writing and serve upon the person accused an order in accordance with the said report.

An order of suspension shall have effect to suspend the worker or employee from his employment with the said firm for the period specified without any salary or allowances.

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If any such complaint is received the same shall be investigated as hereinbefore mentioned.

9211

ARTICLE XII

It is further provided that for the purpose of Arts VI, VII, and XI hereof in all cases where the guilt (within the meaning of this Order) of any worker or employee is notorious to the Epuration Commission and well authenticated, it shall not be necessary for any formal complaint to be made and the Epuration Commission shall itself take cognizance of the facts, provided always that the Epuration Commission shall inform the person accused of such facts and afford him the opportunity of making his defence thereto in all respects in accordance with the provisions of this Order.

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ARTICLE XIII

It shall be open to the person accused to file an appeal against a decision of the Epuration Commission under Arts. IX, XI or XII hereof. Such appeal shall be made to an Appeal Group to consist of a President and two members and to be appointed by the Provincial Commission mentioned in Article IV hereof, subject to the approval of the Allied Military Government. The appeal shall be made within 14 days after the decision complained of, shall be in writing and shall specify the grounds upon which it is based. The Appeal Group shall forthwith consider such appeal and shall notify the decision thereon to the person accused, the complainant, the Epuration Commission and the receiver/manager of the said firm. For the purposes of the said appeal the Appeal Group is not required to hear evidence but may hear such evidence as it considers necessary.

ARTICLE XIV

This Order shall come into effect in any province or part thereof on the date of its first posting therein.

FOR THE SUPREME ALLIED COMMANDER AND MILITARY GOVERNOR:

/sgd/ ELLERY WHEELER STONE,
Rear Admiral,
United States Naval Reserve,
Chief Civil Affairs Officer.

2 June 1945

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